

## Regular Meeting

The regular meeting of the City Council of the City of Fitchburg was held in the Memorial Middle School Library, 615 Rollstone St., Fitchburg, on April 5, 2016. The meeting was called to order by President Kushmerek at 7:30 P.M. The Clerk called the roll and Ten (10) members were present. Councillor Bean was absent. The meeting opened with a salute to the Flag led by Councillor Beauchemin.

## PUBLIC FORUM

## Public Forum

Mr. Peter Lemay, 7 Keystone Way, Andover MA spoke in favor of taking Special Permit petition #13-2016 from the table and granting with conditions as negotiated with the NICE Committee and Building Commissioner..  
Fire Chief Kevin Roy spoke to reference the Fire Department annual report on the agenda tonight.

## Communication

## COMMUNICATIONS FROM HIS HONOR THE MAYOR

His Honor the Mayor  
Appointment  
Letters

1. Six letters of Appointment as follows:
  - A. Mr. John Earley to the Airport Commission to fill the balance of the term of Mr. Kit Walker, term to expire February 1, 2017.



STEPHEN L. DINATALE  
MAYOR  
166 BOULDER DRIVE  
FITCHBURG, MA 01420  
TEL (978) 829-1801

*The City of Fitchburg*  
*Massachusetts*  
OFFICE OF THE MAYOR

AARON TOURIGNY  
CHIEF OF STAFF  
ATOURIGNY@FITCHBURGMA.GOV

JOAN DAVID  
ADMINISTRATIVE AIDE  
JDAVID@FITCHBURGMA.GOV

March 22, 2016

The Honorable City Council  
Fitchburg Municipal Offices  
166 Boulder Drive, Suite 108  
Fitchburg, MA 01420

Dear Honorable Councilors,

I hereby appoint and ask for your confirmation of Mr. John Earley of 89 Sunrise Avenue, Fitchburg, MA, as a member of the Airport Commission to fill the balance of the term of Mr. Kit Walker, set to expire on February 1, 2017.

Please feel free to contact me with any questions.

Sincerely,

Stephen L. DiNatale  
Mayor

16 MAR 23 09 18  
FITCHBURG CITY CLERK

*City of Fitchburg,* April 5, 2016

Communication  
His Honor the Mayor

Appointment  
Letters (cont)

B. Mr. Andrew Hawthorne to the Trustees of Public Burial  
Grounds, term to expire January 1, 2019.



*The City of Fitchburg*  
*Massachusetts*  
OFFICE OF THE MAYOR

**STEPHEN L. DINATALE**  
MAYOR

166 BOULDER DRIVE  
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**JOAN DAVID**  
ADMINISTRATIVE AIDE  
JDAVID@FITCHBURGMA.GOV

March 10, 2016

The Honorable City Council  
Fitchburg Municipal Offices  
166 Boulder Drive, Suite 108  
Fitchburg, MA 01420

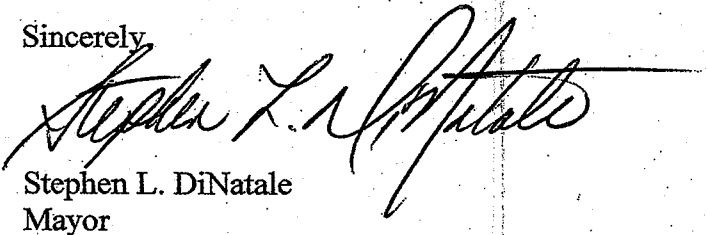
FITCHBURG CITY CLERK  
15 MAR 14 07 13

Dear Honorable Councilors,

I hereby appoint Mr. Andrew Hawthorne of 26 Almount Terrace, Fitchburg, MA. as member of the  
Board of Trustees of Public Burial Grounds for a term to expire on January 1, 2019.

Please feel free to contact me with any questions.

Sincerely,

  
Stephen L. DiNatale  
Mayor

*City of Fitchburg,*

April 5, 2016

Communication  
His Honor the Mayor

Appointment  
Letters (cont)

C. Ms. Nina Nazarian to the Water-Wastewater Commission,  
term to expire January 1, 2020.



**STEPHEN L. DINATALE**  
**MAYOR**

166 BOULDER DRIVE  
FITCHBURG, MA 01420  
TEL. (978) 829-1801

*The City of Fitchburg*

*Massachusetts*

OFFICE OF THE MAYOR

**AARON TOURIGNY**  
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ATOIRIGNY@FITCHBURGMA.GOV

**JOAN DAVID**  
ADMINISTRATIVE AIDE  
JDAVID@FITCHBURGMA.GOV

March 1, 2016

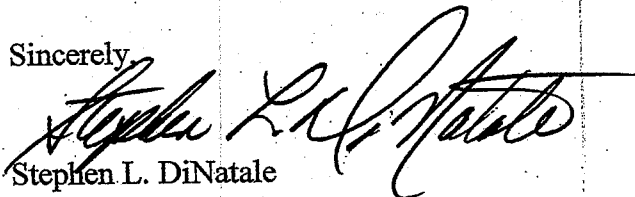
The Honorable City Council  
Fitchburg Municipal Offices  
166 Boulder Drive, Suite 108  
Fitchburg, MA 01420

Dear Honorable Councilors,

I hereby appoint and ask for your confirmation of Ms. Nina Nazarian of 48 Swan Avenue, Fitchburg, MA, as a member of the Water – Wastewater Commission for a term to expire on January 1, 2020.

Please feel free to contact me with any questions.

Sincerely,

  
Stephen L. DiNatale  
Mayor

FITCHBURG CITY CLERK  
15 MAR 10 11 08

*City of Fitchburg,* April 5, 2016

D. Mr. Joshua Champagne, to the Water-Wastewater Commission,  
term to expire January 1, 2020.

Communication  
His Honor the Mayor  
  
Appointment  
Letters (cont)



**STEPHEN L. DINATALE**  
**MAYOR**

166 BOULDER DRIVE  
FITCHBURG, MA 01420  
TEL. (978) 829-1801

*The City of Fitchburg*

*Massachusetts* FITCHBURG CITY CLERK  
OFFICE OF THE MAYOR 16 MAR 18 03 27

**AARON TOURIGNY**  
CHIEF OF STAFF

ATOIRIGNY@FITCHBURGMA.GOV

**JOAN DAVID**  
ADMINISTRATIVE AIDE  
JDAVID@FITCHBURGMA.GOV

March 1, 2016

The Honorable City Council  
Fitchburg Municipal Offices  
166 Boulder Drive, Suite 108  
Fitchburg, MA 01420

Dear Honorable Councilors,

I hereby appoint and ask for your confirmation of Mr. Joshua Champagne of 20 Mill Street, Unit 11, Fitchburg, MA, as a member of the Water – Wastewater Commission for a term to expire on January 1, 2020.

Please feel free to contact me with any questions.

Sincerely,

Stephen L. DiNatale

Mayor



Communication  
His Honor the Mayor

Appointment  
Letters (cont)

E. Retired Lieutenant Glenn C. Fossa, to serve as a Special  
Police Officer for the City of Fitchburg.



*The City of Fitchburg*

*Massachusetts*  
OFFICE OF THE MAYOR

FITCHBURG CITY CLERK

16 MAR 17 09 '16

**STEPHEN L. DINATALE**  
MAYOR

166 BOULDER DRIVE  
FITCHBURG, MA 01420  
TEL. (978) 829-1801

**AARON TOURIGNY**  
CHIEF OF STAFF  
ATOURIGNY@FITCHBURGMA.GOV

**JOAN DAVID**  
ADMINISTRATIVE AIDE  
JDAVID@FITCHBURGMA.GOV

March 17, 2016

The Honorable City Council  
Fitchburg Municipal Offices  
166 Boulder Drive, Suite 108  
Fitchburg, MA 01420

Dear Honorable Councilors,

I hereby appoint retired Lieutenant Glenn C. Fossa to serve as a  
Special Police Officer for the City of Fitchburg pursuant to Fitchburg General Ordinance 40-14.  
This appointment will allow Officer Fossa to continue to serve the City of Fitchburg in a limited role.

Please feel free to contact me with any questions.

Sincerely,

Stephen L. DiNatale  
Mayor

City of Fitchburg, April 5, 2016

Communication  
His Honor the Mayor

Appointment  
Letters (cont)

F. Retired Detective Perry Pappas to service as a Special  
Police Officer for the City of Fitchburg.



*The City of Fitchburg*

*Massachusetts*

FITCHBURG CITY CLERK  
OFFICE OF THE MAYOR 16 MAR 17 09 16

**STEPHEN L. DINATALE**  
MAYOR

166 BOULDER DRIVE  
FITCHBURG, MA 01420  
TEL. (978) 829-1801

**AARON TOURIGNY**  
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ATOURIGNY@FITCHBURGMA.GOV

**JOAN DAVID**  
ADMINISTRATIVE AIDE  
JDAVID@FITCHBURGMA.GOV

March 17, 2016

The Honorable City Council  
Fitchburg Municipal Offices  
166 Boulder Drive, Suite 108  
Fitchburg, MA 01420

Dear Honorable Councilors,

I hereby appoint retired Detective Perry Pappas to serve as a  
Special Police Officer for the City of Fitchburg pursuant to Fitchburg General Ordinance 40-14.  
This appointment will allow Officer Pappas to continue to serve the City of Fitchburg in a limited role.

Please feel free to contact me with any questions.

Sincerely,

Stephen L. DiNatale  
Mayor

Appointments referred to the Appointments Committee.

Communication

NICE Task Force

## COMMUNICATIONS FROM DEPARTMENT HEAD

1. Communication from the NICE Task Force re: Special Permit Petition #13-2016.

STEPHEN L. DINATALE  
Mayor

ELIZABETH MURPHY  
Director of Housing and  
Development

ERNEST MARTINEAU  
Chief of Police

STEPHEN D. CURRY  
Director of Public Health



CITY OF FITCHBURG  
MASSACHUSETTS

Neighborhood Improvement through Code Enforcement  
Task Force  
N.I.C.E.

KEVIN D. ROY  
Fire Chief

ROBERT LANCIANI  
Building Commissioner

LENNY LAAKSO  
Commissioner of Public Works

MARK GOLDSTEIN  
Assistant City Solicitor

March 17, 2016

City Council  
166 Boulder Dr.  
Fitchburg, MA 01420

**Re: Petition #13-2016, 148 Myrtle Ave**

Honorable Council Members;

The NICE Task Force understands that the City Council is looking for response from us related to the Special Permit application #13-2016 and Mr. LeMay's recent written response to the Council. Mr. LeMay's written response addresses recommendations provided by Building Commissioner Robert Lanciani, dated February 2, 2016. The owner does not specifically ask for relief, but he seems to be requesting some relief/variance from three items recommended by Commissioner Lanciani. To my understanding those three items are:

- The owner requests units be inspected individually as they are complete and tenants allowed to move in after the unit inspection passes. The recommendation was that a valid Certificate of Inspection must be received before any units could be occupied. The Building Commission can address whether a Certificate of Inspection can be issued to individual units instead of an entire building.
- As part of the requirement to meet building codes, a change in ceiling height would be required. The owner requests relief from the requirement to make ceiling heights 7 feet, 4 inches. The current heights are 7 feet, 1 inch.
- The recommendation is for the owner to allow code inspectors access to the property twice annually to verify that the property is in compliance with code requirements. The owner request units be inspected only at "turn over".

Although the recommendations provided by Commissioner Lanciani were made in consultation with the NICE Task Force, the items at issue all related directly to the State building code and the Task Force defers to the Building Commissioner in this matter. The decision to recommend or not recommend relief must come from Commissioner Lanciani. It also should be noted that the above noted response

FITCHBURG CITY HALL  
166 BOULDER DRIVE, FITCHBURG, MA 01420-3125 • PHONE: (978) 829-1800 • FAX: (978) 345-9553

FITCHBURG CITY CLERK  
15 MAR 18

*City of Fitchburg,* April 5, 2016

Communication

NICE Task Force (cont)

and requests for relief are based on our interpretation of his response and should be confirmed with the Building Commissioner.

Mr. LeMay did make a request through the Mayor's Office to meet with the NICE Task Force, however, as the NICE Task Force is not a body with negotiating or decision making authority in this matter, his request was declined. It is our understanding that the only body able to negotiate and ultimately decide what conditions to place on the special permit, if granted, is the City Council.

We hope this information clarifies and addresses the matter to City Council's satisfaction. Please feel free to contact me as representative of the NICE Task Force should you request further information; I will share the request with the full Task Force.

Respectfully,



Liz Murphy  
Director of Housing and Development  
Chair, NICE Task Force  
978-829-1897  
[Lmurphy@fitchburgma.gov](mailto:Lmurphy@fitchburgma.gov)

CC:

NICE Task Force Members  
Mayor Stephen L. DiNatale  
Anna Farrell, City Clerk

Communication  
NICE Task Force  
(cont)



***Fitchburg, Massachusetts***  
*Office of the  
Building Commissioner*

**ROBERT LANCIANI**  
Building Commissioner

**JOHN MORREALE**  
Local Building Inspector

**KYLE RIDLEY**  
Inspector of Wires

**WAYNE LITTLE**  
Plumbing/Gas Inspector

February 2, 2016

City Council  
166 Boulder Dr  
Fitchburg, MA 01420

RE: Petition # 13-2016

Honorable Council Members;

In consultation with members of the Nice Committee the building department makes the following recommendations to be placed on the Special Permit:

1. The existing barn must be removed before any units can be occupied.
2. The entire building shall have a fire protection system in compliance with the current building code before any units can be occupied.
3. The building shall be brought into compliance with the current building and sanitary codes before any units can be occupied.
4. All work being done must be done under Construction Control guidelines of the current building code.
5. A valid Certificate of Inspection must be received before any units can be occupied.
6. The owner must provide a copy of the lease agreement for all units of the building to show the building is being operated as a legal apartment building before any units can be occupied.
7. The building, health, and fire departments shall be given access to the building twice annually to inspect the premises for compliance with codes and conditions of the Special Permit. One of the inspections shall be done during August, and the other inspection at the discretion of the city with 24 hour notice to the management company

Sincerely,

Robert Lanciani  
Building Commissioner

City Hall, 166 Boulder Drive, Fitchburg, MA 01420 (978) 829-1880 Fax (978) 829-1963

Communication read and placed on file in the City Clerk's  
Office.

2. Communication from the Pension Reserves Investment Management Board.

Communication  
Pension Reserves  
Investment Management  
Board



Pension Reserves Investment Management Board

84 State Street, Suite 250  
Boston, Massachusetts 02109

Deborah B. Goldberg, Treasurer and Receiver General, Chair  
Michael G. Troitsky, CFA, Executive Director

Fitchburg Retirement System  
General Allocation Account  
February 01, 2016 to February 29, 2016

FITCHBURG CITY CLERK  
16 MAR 23 2016

Your beginning net asset value for the period was:

Your change in investment value for the period was:

Your exchanges from (to) the Cash Fund for the period were:

Your ending net asset value for the period was:

Month To Date	Fiscal Year To Date	Calendar Year To Date
91,466,639.70	92,975,211.21	94,859,956.33
60,962.85	(4,096,588.22)	(2,332,353.78)
(1,000,000.00)	1,648,979.56	(2,000,000.00)
90,527,602.55	90,527,602.55	90,527,602.55

Net Change in Investment Value represents the net change through investment activities as follows:

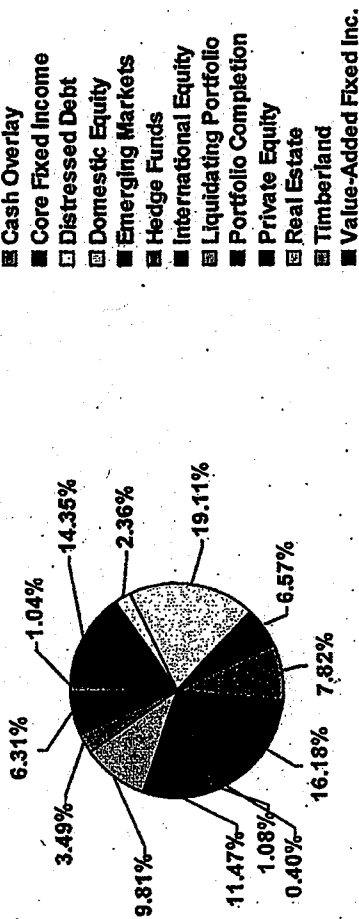
Gross Investment Income:	152,691.04	1,445,064.01	261,380.33
Less Management Fees:	(9,914.22)	(269,270.96)	(21,067.96)
Net Investment Income:	142,776.82	1,175,793.05	240,312.37
Net Fund Unrealized Gains/Losses:	(319,588.14)	(6,665,606.41)	(2,756,701.76)
Net Fund Realized Gains/Losses:	237,774.17	1,393,225.14	184,035.61
Net Change in Investment Value as Above:	60,962.85	(4,096,588.22)	(2,332,353.78)

As of February 29, 2016 the net asset value of your investment in the PRIT Fund was:

\$90,527,602.55

PRIT Fund Core Asset Allocation

As of February 29, 2016



If you have any questions regarding your statement, please contact your Senior Client Services Officer Paul Todisco (617) 946-8423.  
A detailed statement of your account is attached to this summary sheet.

Read  
to  
file

Communication  
Fitchburg  
Retirement Board

## 3. Communication from the Fitchburg Retirement Board.

**Fitchburg Retirement System**

Office Location: Rollstone Bank Building ♦ 780 Main Street, Suite 2 ♦ Fitchburg, MA 01420  
Mail Address: 166 Boulder Drive, Suite 108 ♦ Fitchburg, MA 01420  
Tel (978) 829-1843 ♦ Fax (978) 345-9698 ♦ Email: [dvieweg@fitchburgma.gov](mailto:dvieweg@fitchburgma.gov)

March 23, 2016

To: Mayor Stephen L. DiNatale  
Fitchburg City Council

From: Fitchburg Retirement Board

Re: Fitchburg Retirement System Budget - Fiscal Year 2017

In accordance with the provisions of Section 36 of Chapter 306 of the Acts of 1996, the Fitchburg Retirement Board respectfully submits the following budget for fiscal year 2017 (07/01/16 – 06/30/17).

ACCOUNT #	DESCRIPTION	AMOUNT
5119	Staff Salaries	\$ 100,000
	Sick Leave Buyback	10,000
5118	Board Member Compensation	15,000
5304	Management Fees	600,000
5308	Legal Fees	10,000
5310	Liability Insurance	12,000
5312	Rent	12,600
5719	Travel & Meetings	6,000
5589	Administrative Expenses:	
	Office Expenses	7,500
	Telephone Charges	1,000
5316	Actuarial Services	13,000
5317	Audit Expense	7,500
5311	Computer Mtn. & Equip	25,000
5599	Furniture & Equipment	5,000
		<u>\$ 824,600</u>
Total		

Please contact us anytime if you have questions.

**Members of the Retirement Board:**

Richard N. Sarasin Chairman, Ex-Officio	John C. Curran Elected	Thomas A. Dateo, Jr. Elected	Ellen M. Jerszyk Appointed	Norman J. LeBlanc Appointed	Diane G. Vieweg Board Administrator
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Communication read and placed on file in the City Clerk's Office.

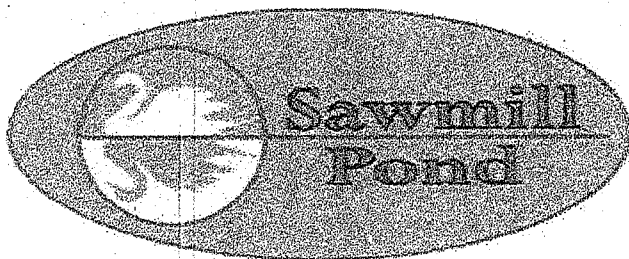
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16 MAR 23 13 01

City of Fitchburg, April 5, 2016

COMMUNICATION - OTHER

Communication  
Sawmill Pond  
Condo Association

1. Communication from the Sawmill Pond Condo Association re:  
Ordinance #46-2016.



Ref to  
Ordinance  
46-16

FITCHBURG CITY CLERK

15 MAR 11 60 34

DATE: 03-16-2015

The Fitchburg City Council  
166 Boulder Drive Suite 108  
Fitchburg, MA 01420

RE: Requested Change to Boundaries of Proposed "West Fitchburg Corridor Overlay District"

Honorable Members of the City Council,

The Board of Trustees (BOT) of the Sawmill Pond Condominium Association (SMPC) would like to thank you for giving our representative, Mr. Richard E. Grote of 24 Sawmill Pond Rd., Fitchburg, MA and member of our Sawmill Pond Abutters Committee, the opportunity to speak to you at your March 15, 2016 7:00PM Council Meeting regarding agenda item IX. Ordinances, 046-16, "Establishing a West Fitchburg Corridor Overlay District".

With this letter the BOT is confirming its request to have the SMPC remain outside of the proposed "West Fitchburg Corridor Overlay District" and remain under the current Zoning Ordinances currently shown on Zoning and Overlay Maps as Rural Residential (RR). Please refer to the enclosed mark-up of the portion of the overlay map which reflects the SMPC's desired overlay boundary change and or adjustment.

The BOT and SMPC residents thank you very much for your time and consideration of this change and will be looking forward to receiving notification that the "boundary change" has been approved and implemented. In the mean time, if you have any questions or need any additional information please contact me.

On behalf of the Board of Trustees

Sincerely,

A handwritten signature in cursive script that reads 'Sue Downey'.

Sue Downey  
Board of Trustees  
Secretary/Trustee  
98 Sawmill Pond Rd.  
Fitchburg, MA 01420  
Telephone # 978-696-5983  
Email: sdowney745@aol.com

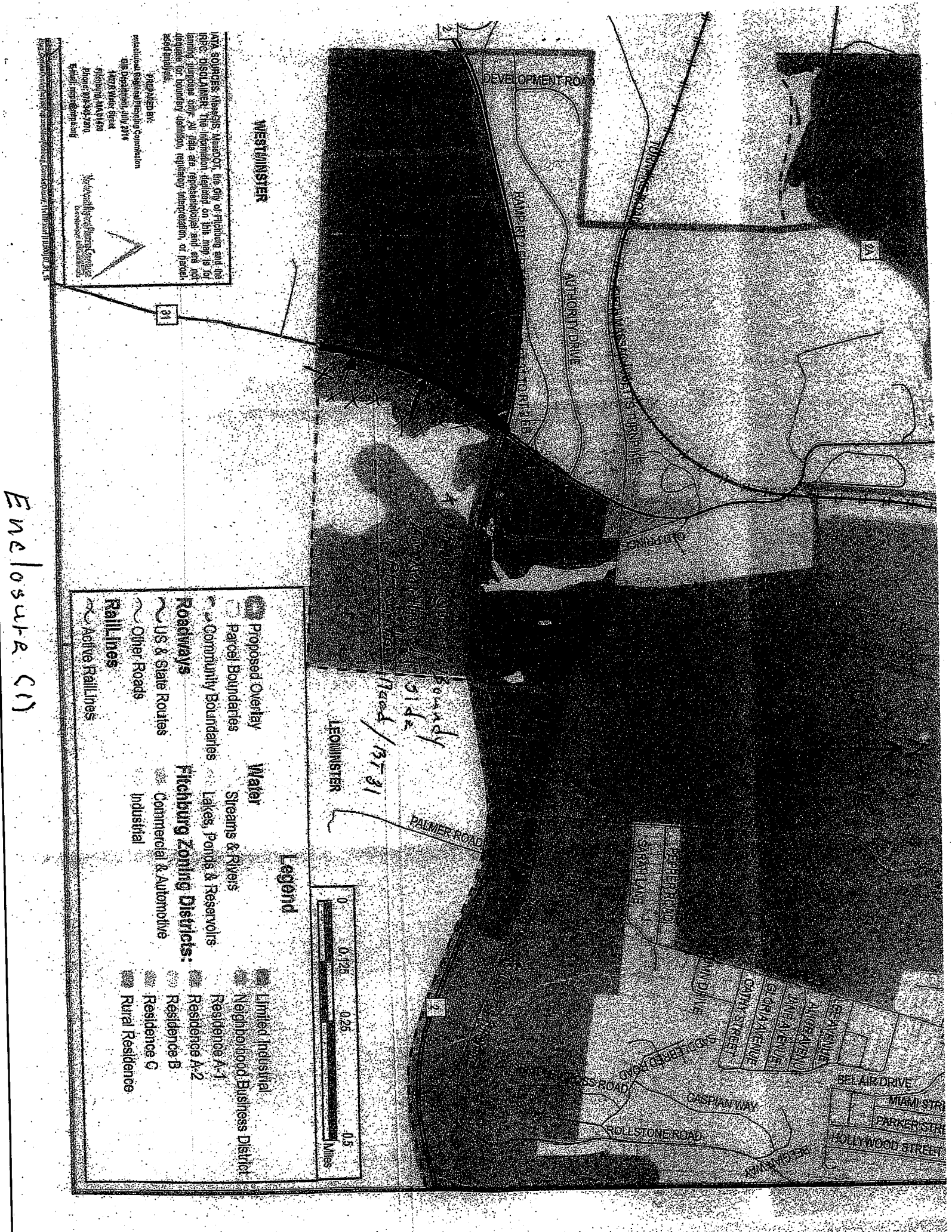
Cc: Tom Smith, President/Trustee, 2 Sawmill Pond Rd., Fitchburg, MA  
Michael Conlon, Treasure/Trustee, 18 Sawmill Pond Rd., Fitchburg, MA

Enclosures (1) Mark-Up of proposed West Fitchburg Corridor Overlay District



Communication  
Sawmill Pond  
Condo Association

(cont)



Communication read and referred to Ordinance #46-16.

**ANNUAL REPORT**

051-16. ANNUAL REPORT: Fitchburg Fire Department 2015.

# FITCHBURG FIRE ANNUAL REPORT 2015

A fire at  
78 Holman Street  
took the life of the  
home owner  
83 year old  
John Saulinier.

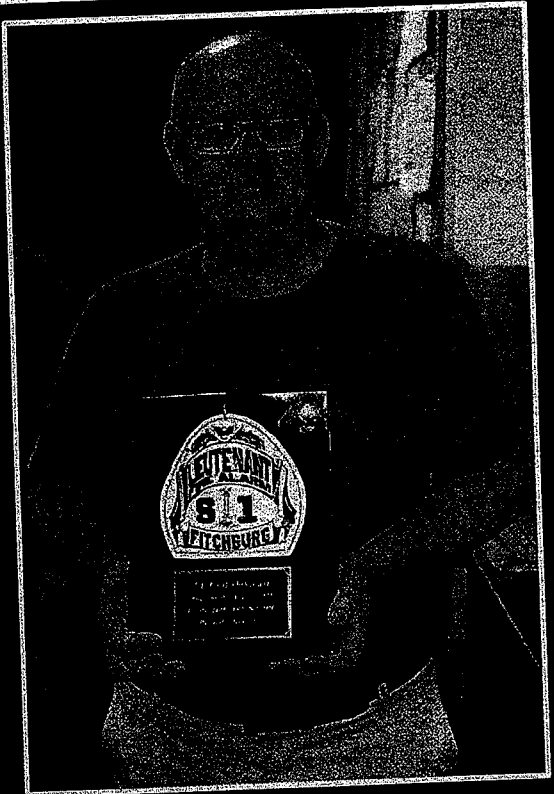
The house built in  
1738 was one of the  
oldest homes in the  
city of Fitchburg.



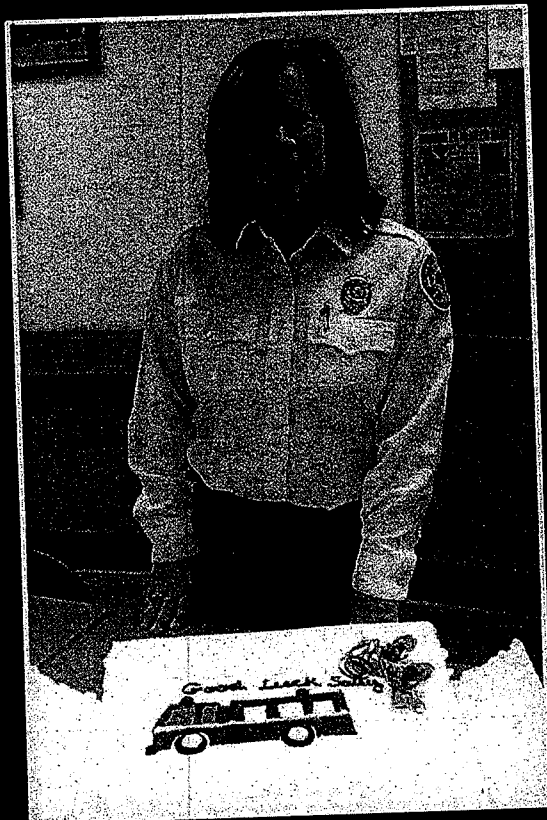
Photo by Rick Jollimore



Deputy Chief Dave Rousseau



Lieutenant Ken Desjean



Lieutenant Sally Tata



Firefighter Martin Maynard

## Fitchburg Fire Retirees for 2015

This report provides information in the following areas from the respective supervisors.

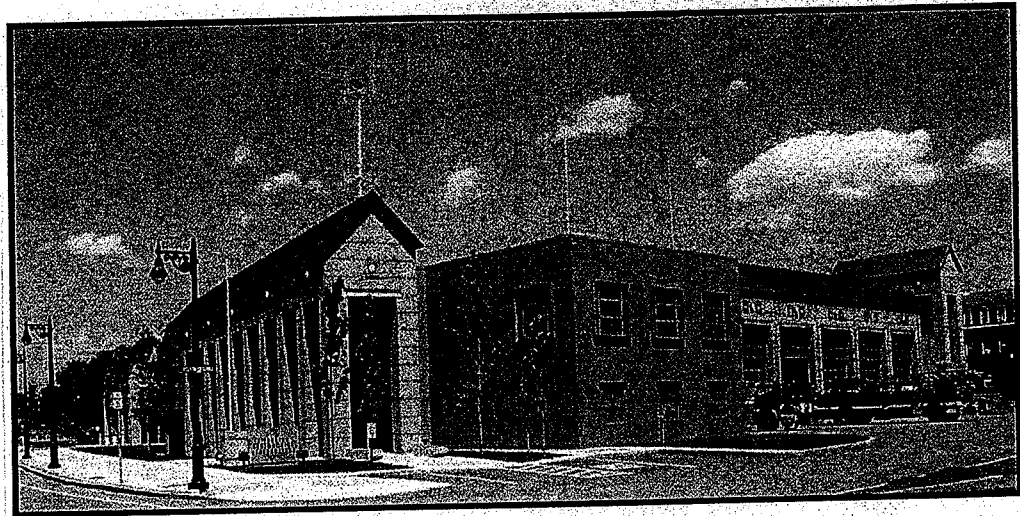
- |   |   |                                     |
|---|---|-------------------------------------|
| 1. General Statement                      | - | Chief Kevin D. Roy                  |
| 2. Fire Prevention                        | - | Director Lieutenant Philip Jordan   |
| 3. Insurance & Claims                     | - | Director Lieutenant Philip Jordan   |
| 4. Training Division                      | - | Lieutenant Richard Liberatore       |
| 5. Emergency Management                   | - | Captain Anthony Marrama             |
| 6. Personnel Division                     | - | Deputy Chief Thomas Dateo           |
| 7. Buildings, Grounds & Furnishings       | - | Deputy Chief David Gravel           |
| 8. Emergency Medical Service              | - | Captain Anthony Marrama             |
| 9. Fire Alarm, Equipment & Communications | - | Acting Lieutenant Richard Jollimore |
| 10. Fire Apparatus                        | - | Deputy Chief Mitch Pinault          |
| 11. Maintenance of Apparatus              | - | Master Mechanic Barry Cullerton     |
| 12. Firefighting Equipment                | - | Captain Brian Murchie               |
| 13. Scuba Rescue Team                     | - | FF Patrick Roy                      |
| 14. Tech Rescue Team                      | - | Lieutenant Jack Gilmartin           |
| 15. S.C.B.A.                              | - | Captain Gregg Normandin             |
| 16. SAFE Program                          | - | Lieutenant Philip Jordan            |
- Including Firefighter Phil

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We would like to acknowledge and thank Principal Clerk Julianna DiPrima and Acting Lieutenant Rick Jollimore for their time and effort, exceptional photographic layout and setup of this year's annual report.

Fitchburg Fire Department's information can be found at:  
<http://fitchburgma.gov/203/Fire-Department>



## FITCHBURG FIRE DEPARTMENT MISSION STATEMENT

*The Mission of the Fitchburg Fire Department is to protect people, property and the environment by providing essential emergency and non-emergency services professionally, with pride and dedication.*

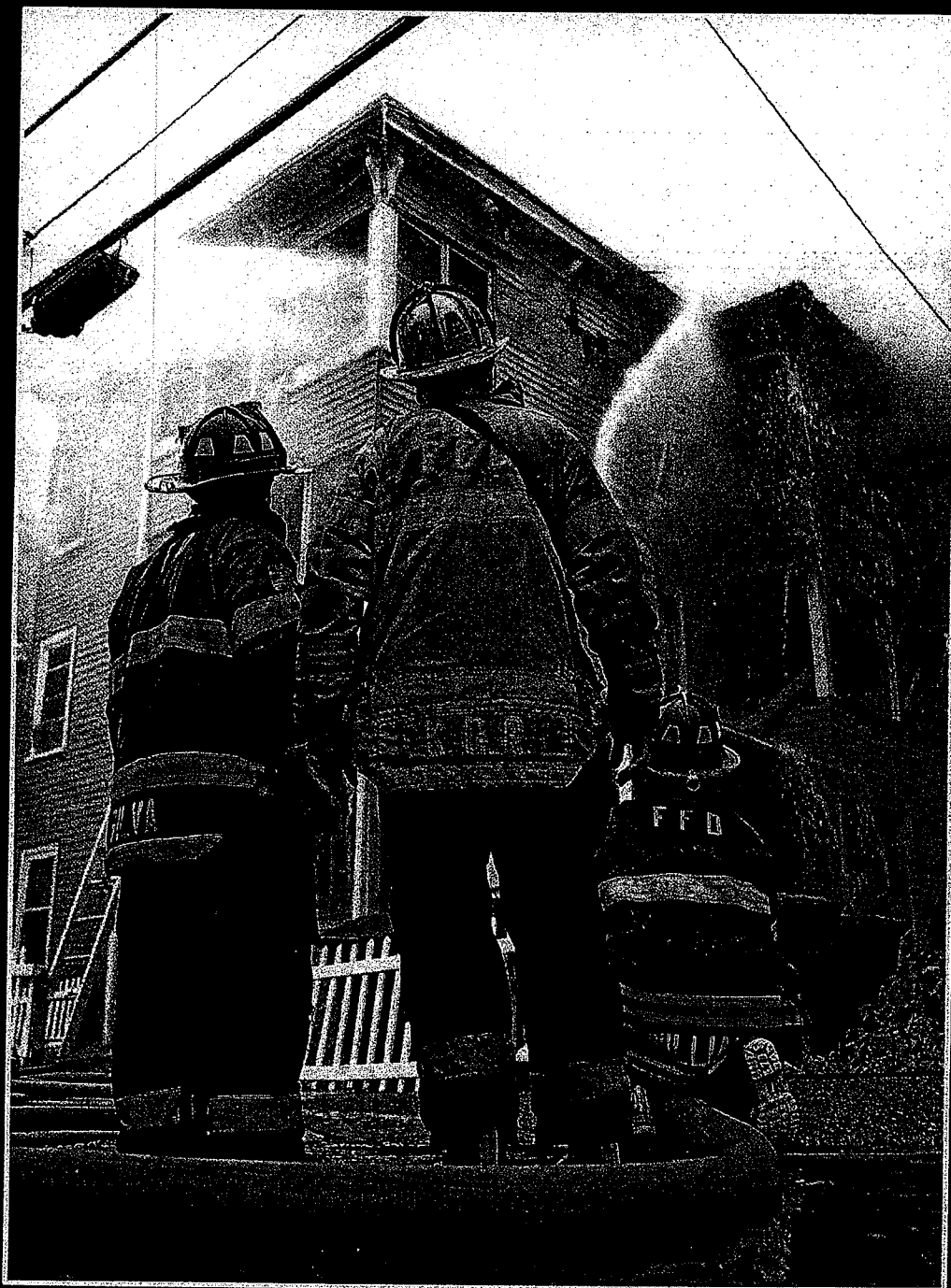




# REPORT OF THE CHIEF CHIEF KEVIN D. ROY

A fire at  
39-41 West  
Street would  
be the final  
fire in the  
rash of fires  
to hit the  
West Street  
area, leading  
to an arrest.

Photo by  
Rick Jollimore



## 146<sup>TH</sup> ANNUAL REPORT FITCHBURG FIRE DEPARTMENT

### ACCOMPLISHMENT IN 2015

I respectfully submit the 146<sup>th</sup> Annual Report of the Fitchburg Fire Department. As you will see in this report, we had many positive accomplishments and maintained emergency services to the best of our ability with the funding provided by the City.

- Funding was received through the Mayor and City Counsel for a new pumper. The \$460,000.00 vehicle will replace Engine 1 at Summer Street Station. The current Engine at Summer Street is twenty-five years old and is dire need of retirement.
- Another AFG Grant was applied for and awarded to us for a \$450,000.00 "heavy rescue" truck for our Technical Rescue Team. This vehicle is much needed for our expanding team in the areas of rope, confined space, trench, and structure collapse rescue.
- A new five-year agreement was reached with Fitchburg EMS (Med-Star Ambulance) for ambulance service in the City. This agreement includes a new \$160,000.00 ambulance for us and increased yearly income for the City to \$520,000.00 per year in addition to all medical supplies used by our department and training for firefighters/EMTs. This brings the value of this contract well over \$600,000.00 a year and provides excellent medical services to our citizens by our Firefighters and Fitchburg EMS personnel.
- Another of our goals from last year was to improve training of new personnel in our Fire Prevention/Arson and Training/Emergency Management Divisions. As you will see in this report, personnel in both these departments attended hundreds of hours of training and both divisions did a tremendous job in fire prevention, education, investigation, training, safety, and emergency management. These divisions are headed by Lt. Phil Jordan and Lt. Rich Liberatore.
- Calls for Emergency Services increased by 8% in 2015 from 2014. Multiple alarms fire also increased from 6 in 2014 to 11 in 2015. We logged 27,000 hours of on-duty training, and thousands of hours in maintenance of our equipment, vehicles, and buildings. I would like to thank all personnel of the Fitchburg Fire Department for their dedicated service to the citizens of Fitchburg and surrounding communities in 2015.

**GOALS & PROJECTS FOR 2016**

- The top priority in 2016 will be to keep minimum staffing at 17 personnel on duty for 24 hours a day, 365 day a year. We had accomplished this 50% of the time in 2014, however, due to four retirements and three resignations we were only able to maintain this staffing 30% of the time in 2015. Seventeen on duty firefighters is a must to meet the needs of this city and to comply with current NFPA standards.
- Replacement of another Engine Company (pumper) is also a must this year. Engine 4 was replaced in 2015, Engine 1 will be replaced in 2016. We have applied to the Federal AFG program to get funding to replace Engine 2 in 2017. Replacing Engine 2 would put us in good shape as far as pumpers are concerned. Our Ladder Trucks and Rescue Trucks are also in good shape for years to come. The only other areas needing replacement is to purchase one support vehicle per year for the next few years.
- In the past three years we have had 5 people die in fires in Fitchburg. Fire Prevention (smoke detectors) and the education of the public, in addition to proper staffing, is a must to reduce these numbers. As always, we have committed many hours to training and purchasing new equipment and apparatus, but proper staffing is essential in protecting a city the size of Fitchburg, with over 41,000 residents in older buildings and congested neighborhoods. Our firefighters and staff do a tremendous job protecting our citizens with a budget and staffing that is extremely low for a city with the number of emergency responses, age of the city, and diverse population we have here in Fitchburg.
- On a final note, as the City moves forward, replacement of our two substations should be included in a 3-5 year plan. Both of these facilities should be relocated for quicker responses to neighborhoods in our changing city. In addition, one of these stations is over 115 years old and the other is 60 years old. Both need to be replaced with modern, up to date facilities.

Hopefully many of these goals can be accomplished in the next year.

Respectfully Submitted,

Kevin D. Roy  
Chief of Department



Annual Report  
Fitchburg Fire  
Department (cont)

# FIRE PREVENTION BUREAU

## LIEUTENANT PHIL JORDAN



Photo by Scott LaPrade

A fire at 39-41 West Street would be the first in a rash of fires to hit the West Street are over the next four months

## **FIRE PREVENTION**

### **FIRE PREVENTION MONTH**

The theme for Fire Prevention month was "Hear the Beep Where You Sleep: Every Bedroom Needs a Working Smoke Alarm!" The program was presented to 10 public/private elementary schools in the City of Fitchburg. We showed the video "Smoke Alarms, A Sound You Can Live With."

In addition, a General Fire safety program was delivered to (2) elderly complexes. According to MFIRS 2013 statistics for Worcester County, cooking fires caused 60% of reported home fires, heating appliances caused 22% of home fires, 3% of home fires were electrical in nature. Unattended cooking fires is the leading contributing factor for kitchen fires.

With education and public awareness, Fire Prevention hopes to reduce the number of kitchen fires within the city of Fitchburg.

### **FIRE SAFE & SENIOR SAFE PROGRAM**

The Fitchburg Fire S.A.F.E Program has worked in conjunction with the Fire Prevention Bureau to visit 6 schools with (19) Fire Prevention classes. They also gave (19) Safety classes in the Fire Safety Trailer and (7) additional community events.

The Fire Phil program was assisted by the Fire SAFE instructors. This program visited 6 schools with an additional (10) fire safety (assembly) presentations given as a puppet and magic show.

The Fitchburg Fire S.A.F.E Senior grant provided (2) fire safety classes to the seniors in the area. The S.A.F.E instructors focused on the "High Rise" complexes with a general fire safety class including Exit plans/ Shelter in place for the "High Rise" facility. We performed (5) additional Community events under this Grant as they were better attended than some of the Fire Safety classes at the "High Rise" facilities.

### **TRAINING & EDUCATION**

The fire inspectors/investigators assigned to the Fire Prevention Bureau continue to attend monthly fire prevention and quarterly fire investigation seminars for continuing education and training. The Fire Prevention Officer certification requires 72 hours of continuing education to maintain. Firefighter Jollimore and I are the only 2 presently that hold this certificate. The Fire Inspector II credential is currently being formatted by the state.

Firefighter Jollimore and I hold a Fire Arson training certificate for both the basic certification class as well as the advanced class. We attend the State MA Arson Investigators classes and seminars on a regular basis to keep up our training. This year conference was revolved around boat fires.

Annual Report  
Fitchburg Fire  
Department (cont)

### OVERVIEW

The Fire Prevention bureau issued 878 permits and collected \$47,371.00 in revenue.

The Fire Prevention bureau clerk was reduced to part time during budget cuts and there is a need to increase the hours to full time. The fire inspectors and the Chiefs' administrative assistant have taken on a number of fire prevention clerical duties to maintain a functioning office. When personnel are out of the office there is often no coverage for the telephones/desk to assist the public and staff. As other offices in the city increase their staff levels to previous levels, it is only equitable that the Fire Prevention bureau be funded for the previously held full time position as well.

Respectfully submitted,

Lt. Phil Jordan

**FIRE PREVENTION INSPECTIONS  
2015**

**\*\*CODE COMPLIANCE INSPECTIONS\*\***

**FIRE SUPPRESSION PERSONNEL**

Mercantile/Industrial/Commercial	429
Public/Private School Quarterly	149

<b>TOTAL FIRE INSPECTIONS</b>	<b>578</b>
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**FIRE PREVENTION BUREAU - (Inspections for permit )**

LP Permits	41
Range Hood / Suppression System	1
Residential (Smoke Detector / CO)	539
Residential (Smoke Detector / CO) - FAIL	32
Report Copy / 21 E	70
Cutting / Welding	9
Flammable Combustible/ Liquid Storage	22
Blasting / Explosives	2
Miscellaneous	7
Tank Truck	4
UST Tank Removals	1
Oil Burner/UST/AST	82
Vent-less Gas Heater	1
Fire Alarm Systems	10
Fire Sprinkler Systems	12

<b>TOTAL INSPECTIONS - (for permit)</b>	<b>878</b>
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Annual Report  
Fitchburg Fire  
Department (cont)

Fitchburg Fire Department  
Incident Analysis  
From 01/01/2015 Thru 12/31/2015

Page: 1  
Printed: 02/25/2016

NFPA Part III: Fire And Incident Type Breakdown

	Number	Deaths	Injury	Dollar Loss
<b>A: Structure Fires By Fixed Property Use</b>				
1. Private Dwellings (1 or 2 Family)	83	1	3	520200
2. Apartments (3 or More Families)	140	0	7	896150
3. Hotels and Motels	41	0	0	1000
4. All Other Residential	33	0	1	0
5. TOTAL RESIDENTIAL FIRES	297	1	11	1417350
6. Public Assembly	19	0	0	635800
7. Schools and Colleges	8	0	0	0
8. Health Care and Penal Institutions	9	0	0	0
9. Stores and Offices	8	0	0	173000
10. Industry, Utility, Defense, Laboratories	6	0	1	70000
11. Storage in Structures	3	0	0	2000
12. Other Structures	3	0	0	0
13. TOTAL STRUCTURE FIRES	353	1	12	2298150
<b>B: Other Fires And Incidents</b>				
14a. Fires in Highway Vehicles	29	0	0	110652
14b. Fires in Other Vehicles	4	0	0	22000
15. Fires Outside of Structures With Value Involved	35	0	0	0
16. Fires Outside of Structures With No Value Involved	37	0	0	0
17. Fires in Rubbish	12	0	0	450
18. All Other Fires	8	0	0	4600
19. TOTALS FOR ALL FIRES	478	1	12	2435852
20. Rescue, Emergency Medical Responses	2031	0	0	394600
21. False Alarm Responses	1019	0	0	0
22. Mutual Aid	41	0	0	302500
23a. Hazmat Responses	120	0	0	0
23b. Other Hazardous Conditions	66	0	0	900
24. All Other Responses	1033	0	0	24000
25. TOTAL FOR ALL INCIDENTS	4788	1	12	3157852

NFPA Part V: Intentionally Set Fires

Type Of Fire	Number	Deaths	Injury	Dollar Loss
1. Structure Fires Intentionally Set	2	0	0	765800
2. Vehicle Fires Intentionally Set	2	0	0	1300

Incident Type Category Breakdown

Incident Type Category	Occurrences	Percentage
[100-199] Fire/Explosion	522	10.8
[200-299] Overpressure Rupture	4	0.1
[300-399] Rescue Call	2034	42.2
[400-499] Hazardous Condition	187	3.9
[500-599] Service Call	564	11.7
[600-699] Good Intent Call	479	9.9
[700-799] False Call	1019	21.2
[800-899] Severe Weather/Natural Disaster	0	0.0
[900-999] Special Type/Complaint	6	0.1
Undetermined	0	0.0
TOTAL	4815	100.0

For Districts: All  
For Situations: All  
For Jurisdictions: All  
For Street(s): All  
For Location: All

**\*\*FIRE INVESTIGATION UNIT\*\***

**FIRE INVESTIGATIONS 2015**

<u>REPORT</u>	<u>FOR</u>	<u>DATE</u>	<u>TIME</u>	<u>ADDRESS</u>	<u>PROBABLE CAUSE</u>
15-63	Building Fire	1/5/2015	1040	135 Intervale Road	Electrical Arc/ with Injury
15-75	Building Fire	1/6/2015	1103	27 River Street	Hot Plate
15-236	Car Fire	1/14/2015	1833	500 Canton Street	Arson
15-537	Building Fire	2/7/2015	953	78 Holman Street	Electrical
15-872	Mail box Fire	2/27/2015	1100	157 Lunenburg St	Arson
15-960	Building Fire	3/4/2015	2336	114 River Street	Undetermined
15-1008	Building Fire	3/8/2015	1526	11 Montesion Drive	Smoking
15-1040	Building Fire	3/12/2015	651	310 Broad St	Oil/Rags
15-1258	Building Fire	3/30/2015	413	840 Water Street	Arson/Vandals
15-1273	Fire-Electrical	3/31/2015	1640	57 Marshal Street	Electrical
15-1486	Building Fire	4/17/2015	2253	236 Lunenburg St	Spont/Comb- Trash
15-1654	Building Fire	5/1/2015	104	39-43 West Street	Arson
15-1664	Building Fire	5/1/2015	1434	625 Main Street	Electrical
15-1823	Building Fire	5/13/2015	647	176 Summer Street	Smoking/Disposal
15-1923	Building Fire	5/21/2015	447	8-12 Read Street	Arson
15-1938	Building Fire	5/22/2015	747	8-12 Read Street	Arson
15-1944	Building Fire	5/22/2015	1548	19 Lunenburg St	Electrical
15-1967	Building Fire	5/23/2015	1759	18-20 Wood Street	Careless Disposal
15-2020	Outside Fire	5/26/2015	1630	35 Brigham Park	Careless Disposal
15-2027	Rubbish Fire	5/27/2015	533	1 Read St/38 West St	Arson
15-2172	Building Fire	6/8/2015	314	37 West Street	Arson
15-2288	Building Fire	6/17/2015	1116	102 Water Street	Dryer/Lint
15-2480	Brush Fire	7/4/2015	1050	158 Summer Street	Fireworks
15-2634	Brush Fire	7/20/2015	1309	48 Lunenburg St	Smoking
15-2593	CO incident	7/16/2015	936	95 Gloria Ave	CO incident
15-2767	Building Fire	7/31/2015	521	37 West Street	Arson
15-2774	Building Fire	7/31/2015	2057	300 Summer Street	Undetermined
15-2917	Building Fire	8/14/2015	649	37 West Street	Arson
15-3041	Building Fire	8/24/2015	550	37 West Street	Arson
15-3252	Building Fire	9/7/2015	113	58 Marshall Street	Electrical
15-3270	Building Fire	9/8/2015	1822	282 Cathy Street	Careless Disposal
15-3296	Building Fire	9/9/2015	1634	71-73 Boutelle St	Kids/Playing lighter
15-3439	Car Fire	9/18/2015	2007	96 River Street	Arson
15-3469	Car Fire	9/21/2015	1314	96 River Street	Arson
15-3604	Building Fire	9/30/2015	831	11 Hawes Street	Cooking Oil
15-3769	Building Fire	10/10/2015	1307	50 Henry	Careless Disposal
15-4065	Building Fire	10/31/2015	1349	38-44 Granite	Electrical- C-Fan
15-4492	Building Fire	12/5/2015	1328	157 High Street	Electrical- Vent fan
15-4580	Building Fire	12/11/2015	1715	15 Cobbler Drive	Spont/Comb- Trash

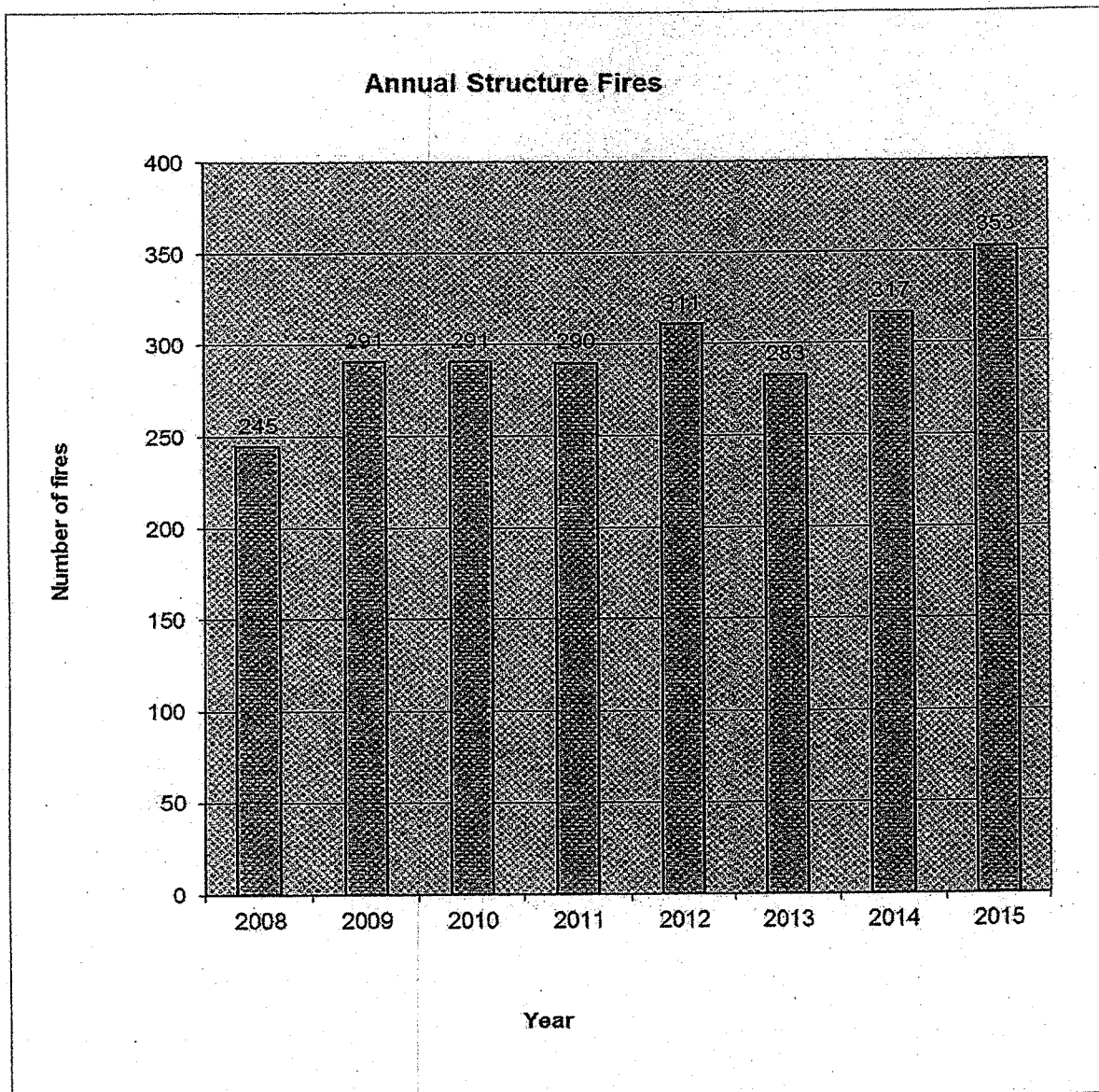
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Fitchburg Fire  
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**TOTAL INVESTIGATIONS = 40**

**FFD Investigators:** Lt. Phil Jordan, Pvt. Richard Jollimore, Pvt. Scott Peralta

**FPD Investigators:** Sgt. Det Tom Daoust, Det. Dave Daigle, Det. Chris Ledoux  
Det. James Gilbert, Det. K. Bourne, Det. Arciprete,  
Det. L. Jackson

**\*\*MSFM Investigators:** Trp. S. Cunningham, Trp. Greg Spahl, Trp. D. Flemming,  
Trp. M. Riley, Trp. Bossi, Trp. M. Mazza,





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# INSURANCE & CLAIMS

## LIEUTENANT PHIL JORDAN



Photo by Scott LaPrade

**Fire strikes the River Street Plaza  
on March 4, 2015**

## INSURANCE & CLAIMS

### LOSS, INSURANCE AND VALUATION REPORT FOR 2015

#### BUILDING FIRES

ASSESSED BUILDING VALUE	\$ 36,916,800.00
ESTIMATED LOSS	\$ 1,590,355.50
FITCHBURG FIRE (SAVE- ESTIMATES) FOR TOTAL PROPERTY LOSS	\$ 35,326,444.50

#### BUILDING CONTENTS

ESTIMATED CONTENTS VALUE	\$ 5,845,420.00
ESTIMATED CONTENTS LOST	\$ 683,550.00
FITCHBURG FIRE (SAVE- ESTIMATES) FOR TOTAL CONTENT LOSS	\$ 5,161,870.00

The Assessed Building Value indicates the value compiled by the Assessor's office and is lower than the actual market value of the house or building, but it would be difficult for us to estimate what a particular house or building is worth in the ever changing housing market. The figures above are based on 52 substantial building fires with a dollar loss.

The Building Contents Loss isn't completely accurate because in many of the cases, the damage can run farther and deeper than what the human eye can perceive. It also does not calculate the time and expense of boarding properties up after a major fire. The firefighters and investigators do their best to estimate the losses they can see, but the cost of demolition, permits, and re-construction will probably be much higher. The figures reflected above are based on content loss from as a result from the 52 substantial building fires.

#### **(28) VEHICLE FIRES – with loss**

ESTIMATED VEHICLE VALUE	\$ 169,453.00
ESTIMATED VEHICLE LOSS	\$ 113,590.00
FITCHBURG FIRE (SAVE- ESTIMATES) FOR VEHICLE FIRE LOSS	\$ 55,863.00

Fitchburg fire responded to 28 vehicle fires of varying degrees of loss. With the varying degree of vehicles and values of vehicles climbing into the 40 thousand range, I can only make a fair estimate. (ESTIMATED VEHICLE LOSS / 28 VEHICLE FIRES *w-loss* = VEHICLE FIRE LOSS AVERAGE). The Fire loss average for 2015 per vehicle would be \$ 4056.79. For some fires this may be a high estimate but on others, the fire had involved multiple vehicles adding to the loss exponentially. This also should take into effect indirect losses, such as belongings, time lost from work, and replacement transportation costs.

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These figures also do not take into account the indirect losses that result from fires that occur in businesses. Business closures will create lost wages and jobs, business interruptions and the possibility that the business may relocate outside the city. Fires in private dwellings result in the loss of irreplaceable family mementoes, place a burden on the Red Cross and other agencies, to find shelter and clothing for the fire victims and cause financial hardships for many residents affected by the fires. In a financially repressed time, with costs on the rise, many renters are struggling to make ends meet and can't afford renters insurance. When we come across these fires, losses are non-recoverable due to lack of insurance. There is also the loss of valuable tax dollars to the city when a building is destroyed by fire. A vacant building lot does not bring money into the city. In fact, it is usually the burden of the city to tear it down at a cost. At a time when the city is struggling financially, it becomes readily apparent that the fire department plays a vital role in not only protecting the lives and property of the citizens of Fitchburg but also preserving the vital tax dollars needed to run the city.

Respectfully submitted,

Lt. Phil Jordan

# TRAINING DIVISION

## LIEUTENANT RICHARD LIBERATORE



Photo by Rick Jollimore

Firefighter Kyle Forest fighting a car fire at  
50 Blossom Street on April 28, 2015

## TRAINING DIVISION

Training is the backbone of a fire department. It produces a well-prepared force that through repetition can increase the speed of an operation and enhance proper execution while reducing injuries. New members need to learn basic skills. Senior firefighters need the training as a refresher and to keep their skills sharp. The department as a whole is a beneficiary, since training allows for constantly improved operations. We encourage daily training for the purpose of maintaining basic firefighter skills and demonstrating proficiency in use of skills and equipment. All members of the Fitchburg Fire Department (FFD) complete a mandatory annual training program. In the calendar year 2015 that training was conducted on all shifts using standard reference as indicated below.

The Fitchburg Fire Department (FFD) has adopted the following nationally recognized agency standard references as a basis of training information.

- International Fire Service Training Association (IFSTA) manuals
- National Fire Protection Association (NFPA) Standards
- Massachusetts Fire Academy (MFA) Impact Series, Student Manuals
- Interior Fire Attack, Rapid Intervention Crew, First Responder Operations Level
- U.S. Department of Homeland Security, Office of Grants and Training
  - Chemical Protective Clothing Team Student Manual
- U.S. Department of Energy Transportation Emergency Preparedness Program
  - Modular Emergency Response Radiological Transportation Training
- U.S. Fire Administration, National Fire Academy (NFA)
  - Recognizing and Identifying Hazardous Materials, 2<sup>nd</sup> Edition
- Federal Emergency Management Agency Guidelines for HAZ-MAT/WMD Response, Planning and Prevention Training
  - Guidance for Hazardous Materials Emergency Preparedness (HEMP)
- Various manufactures training and reference manuals and audio visual aids
- Brady Emergency Care, Sixth Edition
- John Norman's "Fire Officer's Handbook of Tactics"

IFSTA manuals and reference material serve as the source of information for training sessions not covered by other SOG's or other outlines. IFSTA manuals and other recognized standards and sources of reference assure all members get accurate information from the same source. Reference for most training sessions is the IFSTA, Essentials of Firefighting augmented by the following IFSTA manuals

- Fire Service Rescue Practices
- Fire Department Aerial Apparatus
- Principals of Vehicle Extrication
- Self-Contained Breathing Apparatus
- Fire Stream Practices
- Private Fire Protection and Detection

**Annual Training Schedule 2015**

Sprinklers & Alarm Systems	January 5 <sup>th</sup> to 8 <sup>th</sup>
Knots & Tool Hauling	January 5 <sup>th</sup> to 8 <sup>th</sup>
SCBA/PASS	January 12 <sup>th</sup> to 15 <sup>th</sup>
HAZ-MAT R&I (Recertification Class)	February 2 <sup>nd</sup> to 5 <sup>th</sup>
Tower Ladder 3	February 16 <sup>th</sup> to 19 <sup>th</sup>
Tower Ladder 2	February 23 <sup>rd</sup> to 26 <sup>th</sup>
HAZ-MAT RAD & PID (Recertification Class)	March 17 <sup>th</sup> to 20 <sup>th</sup>
Floating Pumps/Brush Pump/Brush Lines	March 23 <sup>rd</sup> to 26 <sup>th</sup>
Don, Doff, Decon (Recertification Class)	March 30 <sup>th</sup> to April 2 <sup>nd</sup>
Jaws of Life and Auto Extrication	April 27 <sup>th</sup> to 30 <sup>th</sup>
Air Bags and Rescue	May 4 <sup>th</sup> to 7 <sup>th</sup>
Hose Testing	May 11 <sup>th</sup> to 21 <sup>st</sup>
Ground Ladders	May 26 <sup>th</sup> to 29 <sup>th</sup>
Firefighting Foam and Delivery Systems	June 8 <sup>th</sup> to 11 <sup>th</sup>
Double Hydrants & Water Supply	June 15 <sup>th</sup> to 18 <sup>th</sup>
Drafting & Heavy Streams (Deck Guns & Ladder Pipes)	June 22 <sup>nd</sup> to 25 <sup>th</sup>
Hand Lines/Fireground Hydraulics	July 6 <sup>th</sup> to 9 <sup>th</sup>
Standpipe Systems and High-Rise Firefighting	July 20 <sup>th</sup> to 23 <sup>rd</sup>
Interior Fire Attack	September 8 <sup>th</sup> to 11 <sup>th</sup>
Thermal Imaging/ Search & Rescue	September 15 <sup>th</sup> to 18 <sup>th</sup>
Fire Prevention Month	September 28 <sup>th</sup> to Oct. 23 <sup>rd</sup>
Haz-Mat Skills Exercise (Recertification Class)	October 26 <sup>th</sup> to 29 <sup>th</sup>
RIT/ Downed Rescuer	November 2 <sup>nd</sup> to 5 <sup>th</sup>
Water & Ice Rescue	December 14 <sup>th</sup> to 17 <sup>th</sup>

Annual Report  
Fitchburg Fire  
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In 2015, time spent on training and activities other than responding to alarms was in excess of 18,978 hours. Hours of training and daily training sessions were as indicated below.

**Total Individual Course Completion Records:** 7237  
**Total Credit Hours Awarded: (EMS & Haz-Mat Recertification Credits)** 398  
**Total Course/Classroom/Training Hours Awarded:** 18976

Training/Activity	Training/Activity	Training/Activity
Donning Doffing & Decontamination	Hazard Recognition and Identification	Five Gas Meters PID
Radiological Hazard Identification and Response	Incident Command	National Incident Management System
HAZ-MAT Response Skills Exercise	Emergency Response Vehicle Driver Training	Fire Pumps
City Streets	Engine Company Equipment	Engine Company Maintenance
Municipal Water Supplies	Double Hydrant Operations	Drafting Operations and Heavy Steam Appliances
Live Lines	Standpipe Operations	Interior Fire Attack
Firefighting Foam Applications & Use	Brush Fires & Related Special Equipment	Hose Testing
Tower & Ladder Driver Training	Forced and Positive Pressure Ventilation	Ladder Company Equipment
Self-Contained Breathing Apparatus	Search & Rescue & Thermal Imaging	Rapid Intervention Team Training
Air Bags	Elevator Rescue	Water & Ice Rescue
Commercial and Industrial Inspections	School Inspections	Pre-Fire Planning & Site Inspections
Fire Prevention Talks & Extinguisher Demo's	Station Tours	Fire Prevention Month Activity
Emergency Medical Technician	EMS 1 <sup>st</sup> Responder	CPR/AED & EPI Pen
Paramedic Assistant	Company Officer Mentoring	Fire Alarm Operator Training
SOP Review	Computer Systems	Building Fires & Other
Fire Critiques	General Maintenance & Building Repairs	Exterior & Grounds Maintenance
Heavy Maintenance & Building Repairs	Uniforms & Clothing Inspections	Other Unspecified Activity

GROUP 1	26 <sup>th</sup> -Jan
GROUP 2	27 <sup>th</sup> -Jan
GROUP 3	28 <sup>th</sup> -Jan
GROUP 4	29 <sup>th</sup> -Jan
EMT RECERTIFICATION COURSE - SPRING COURSE 0900 hrs	Mar-15
DAY-1 GR-4 WORKING	10 <sup>th</sup> -June
DAY-2 GR-3 WORKING	17 <sup>th</sup> -June
DAY-3 GR-2 WORKING	24 <sup>th</sup> -June
DAY- 4 GR-1 WORKING	1 <sup>st</sup> -July
EMT RECERTIFICATION COURSE - FALL COURSE 0900 hrs	Sep-15
DAY- 1 GR-2 WORKING	14 <sup>th</sup> -Oct
DAY- 2 GR-1 WORKING	21 <sup>st</sup> -Oct
DAY- 3 GR-4 WORKING	28 <sup>th</sup> -Oct
DAY -4 GR-3 WORKING	4 <sup>th</sup> -Nov
1ST RESPONDER TRAINING 0900 hrs	2015
SPRING COURSE GR-3 WORKING	None
FALL COURSE GR-4 WORKING	None
LADDER TEST (DATES SET BY TEST COMPANY IN Spring)	April/ May
HOSE TESTING	May-15
GROUP 1 Engine 2 & Engine 7	05/14/15 and 05/18/15
GROUP 2 Engine 1 & Engine 4	05/11/15 and 05/19/15
GROUP 3 Engine 5 & Engine 6	05/12/15 and 05/20/15
GROUP 4 Engine 3 & Spare Hose	05/13/15 and 05/21/15
EQUIPMENT MAINTENANCE MONTH	AUGUST
All Fire Apparatus and Support Vehicles	August 3 <sup>rd</sup> to August 31 <sup>st</sup>
FIRE PREVENTION MONTH	OCTOBER
City and Parochial School Systems	October 5 <sup>th</sup> to October 30 <sup>th</sup>
FIRE PUMP TESTING	NOV/DEC



In addition to that previously mentioned, in 2015, Firefighters also received specialized training and participated in equipment maintenance and testing activities as indicated below.

While maintaining skills and equipment Fitchburg Firefighters answer thousands of requests for emergency assistance annually. Although not all calls for service come in the middle of training sessions it is a fairly common occurrence. It is not uncommon for crews participating in "In-Service" training to be called out to auto-extrication, building or brush fire or some other incident. Calls responded to in 2015 were as indicated below:

### Request to Fitchburg Fire Department for Emergency Services (2015)

Call Reason Breakdown			
Call Reason	Disp	Total	%
ALS	4423	4423	42.4
BLS	2998	2998	28.7
BOMB SCARE (Code 10-35)	5	5	<1
BOX ALARM	617	617	5.9
BRUSH FIRE	72	72	<1
CAR INTO BLDG	1	1	<1
CAR/VEHICLE FIRE	37	37	<1
C O DETECTOR	104	104	<1
DIVE TEAM	0	0	0
FIRE ALARMS/NO SMOKE	404	404	3.9
BUILDING FIRE	82	82	<1
FIRE OUTSIDE/OTHER/TRAH	100	100	<1
HAZ-MAT WITH FIRE	0	0	0
INVESTIGATE (Smoke/other)	564	564	5.4
JAWS OF LIFE	4	4	<1
LOCKOUT AUTO	208	208	2
LOCKOUT BUILDING	79	79	<1
MUTUAL AID AMBULANCE	14	14	<1
MUTUAL AID FIRE	42	42	<1
MOTOR VEHICLE ACCIDENT	436	436	4.2
RESCUE ELEVATOR & OTHER	35	35	<1
SERVICE CALLS	101	101	<1
SPILL/LEAK HAZ-MAT NO FIRE	25	25	<1
Call entered to test software	20	20	<1
WATER PROBLEM	70	70	<1
WATER /ICE RESCUE	2	2	<1
TOTAL	10443	10443	100

**FROM THE DESK OF THE TRAINING COORDINATOR:**

Whenever Firefighters are committed to search and rescue operations in a building fire, there is the possibility that someone, a civilian fire victim or a firefighter who succumbs to heat and smoke, will need to be rescued. Such rescues are **manpower** intensive they require both adequate numbers of rescuers and proper rescue techniques to be effective. Many Fire Departments including Fitchburg Fire do not have adequate manpower to cope with fire control while simultaneously initiating rescue operations. During the 2015 summer training period, we continued our ongoing training with search and rescue operations, including searching for, and rescuing a downed Firefighter, conducted at various locations in the City. Specialized skills were learned in the classroom and proficiency in their use was demonstrated on the training grounds. This July Firefighters were trained on the most updated **Mayday** SOG #22, following the guidelines of the Mass Fire Academy. Firefighters saving Firefighters was a very well accepted training policy for all members. Fitchburg Fire recognizes the need for and readily supports such innovative training initiatives. Along with the continued training sessions held at FFD, 17 Fitchburg Firefighters trained with other Fire Departments on Technical Rescue Operations including Rope Rescue, Trench Rescue, Swift Water Rescue, and High Angle Rescue, conducted through the Massachusetts Firefighting Academy. Lt. Jack Gilmartin leads our Rope Tech Rescue group which is one of the department's fastest growing certified teams. This group consists of 17 members, many of whom are certified for the Regional Tech Rescue Team. Lt. Gilmartin worked diligently on a Federal Firefighters Assistant Grant where Fitchburg Fire received 450 thousand dollars in funding to purchase a Heavy Rescue Tech Vehicle which will be housed here at Fire Headquarters and used by the Tech Rescue Team and the Fitchburg Dive Rescue Team. The Rope Tech and Dive Rescue teams have the most up-dated equipment and this equipment will be carried on the new Tech Rescue Vehicle scheduled to be delivered in the spring of 2016.

With the hiring of 8 new Firefighters in 2015, we began their training in-house with a two week Basic Fire Skills training session. This in-house training is comprised of seasoned Firefighters and Officers who are most knowledgeable in their fields of Tactics and Strategy on the fire ground. In fourteen days the new recruit completed 320 hours of cumulative training, including a Live Fire Evolution at the Shirley, MA Training facility. The Firefighter recruits then completed ten weeks of Recruit Firefighting training at the Massachusetts Firefighting Academy completing a total of 1,890 hours of cumulative training. This year we welcome Firefighters Sam Garcia, Ken Hollums, Matt Glenney, Jeff Boudreau, Anthony Liberatore, Nick Landry, Jay Roy, and Andrew Doughty to the Department. Eight young men aspire to become firefighters. They enter a job that demands a high level of dedication and professionalism for those who choose it as a career. With extensive training these young men will become effective and efficient professional Firefighters.

The Fireground is no place for unskilled individuals. Lives depend on Firefighters answering the call to be as current as possible with the tools of their trade and a sound knowledge of how best to apply themselves and their equipment to a valid resolution to the problem at hand. For this reason the Fitchburg Fire Department demands all Firefighters and Officers participate in a rigorous annual training routine. Albeit repetitive on the training field, proficient use of the extraordinarily large variety of tools and equipment used in the fire service can only be expected of a well-rehearsed department.

Annual Report  
Fitchburg Fire  
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Fitchburg Fire Department has a long-standing tradition of its commitment to the safety of the Citizens of Fitchburg. "To expand our knowledge, skills and arsenal of equipment to meet the demands of a changing world." It is a tradition of which we are extremely proud and committed to maintain.

Future goals of our Department include additional training on all aspects of Firefighting, including Rapid Intervention Team, Confined Space Rescue, and Building Collapse procedures as well as continued training on handling Haz-Mat incidents. Currently Fire is moving forward in a partnership with local Police to handle Bomb Threats and the Active Shooter incidents. Police and Fire work together with outside agencies to better protect our citizens. We continue to move forward.

Respectfully submitted,

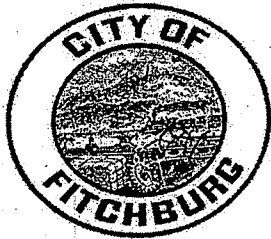
Lt. Richard Liberatore  
Fitchburg Fire Dept.  
Training Coordinator

# EMERGENCY MANAGEMENT LIEUTENANT RICHARD LIBERATORE



Photo by Rich Howard

Fire at 38-44 Granite Street on October 31, 2015



Fitchburg Emergency Management Agency  
2015 Annual Report

Richard Liberatore / Fire Lieutenant  
Director of Emergency Management  
&

Roberto Alicea / Fire Captain  
Deputy Director of Emergency Management

Mitigation      Preparedness      Response      Recovery

**What is the role of local Emergency Management:** It is extremely important for department heads and chief-elected officials to occasionally meet as a group to review and update response plans. It is as simple as knowing that we need to plan ahead and be prepared to work together as a team to minimize the impact of large scale emergencies and disasters on the citizens who depend on us to do just that.

As we move more and more towards regionalization and all hazard emergency response, it becomes increasingly apparent that the key to managing large emergencies is multi-agency, multi-jurisdictional planning. Every individual agency carries a particular insight into the four aspects of emergency response. Police, fire, health, public works, and the administrative branch all have concerns unique to themselves. All must participate in planning for emergency response and recovery. At one point in the above historical chronology, response responsibilities and capabilities at the Federal level were scattered across five agencies. Although in an emergency most responded well to solve their piece of the puzzle, it was eventually realized there needed to be a central agency with responsibility for and authority to coordinate agencies to facilitate a quicker and more effective response. Out of this mindset FEMA was born.

Local Emergency Management plays a very important role in our City. Coordinating agencies, public and private, federal, state, and local, in planning for and responding to emergencies. The Director of Emergency Management (EMD) maintains a Comprehensive Emergency Management Plan for the City of Fitchburg. The EMD is responsible for

maintaining our Natural Hazard Pre-Disaster Mitigation Plan, Emergency Planning and Community Right to Know Act (EPCRA), enacted 1986. EMD is an active member of the Montachusett Regional Emergency Planning Committee (MREPC). Comprised of the communities of Fitchburg, Leominster and Lunenburg, the MREPC represents the largest population block in North Central Massachusetts.

The Director of Emergency Management works with local Fire and Law Enforcement Officers, Elected Officials, Government Agencies, nonprofit organizations, private companies, and the general public to develop effective plans that minimize damage and disruptions during an emergency. The Director must analyze the resources, equipment, and staff available to respond to any emergency. Our Emergency Management Director will work with other Emergency Control Professionals to help lead the response to an emergency, to prioritize certain actions that need to be taken, which may include ordering evacuation, conduct rescue missions, or open up public shelters for those displaced by the disaster. By communicating with supervisors, peers, and subordinates, the Emergency Management Director can make confident decisions to solve the most difficult problems.

**The value of our FEMA Volunteers:** David Richard, Chief of the Emergency Management Volunteers, has a very dedicated group of volunteers. These volunteers, who make up our CERT team, continue to work hard in developing their skills and continue their unselfish dedication to our city. They have regular monthly meetings that includes training exercises and equipment servicing. Their service and continued dedication to our city is invaluable. With the assistance of federal grants the CERT Team has acquired some new equipment. This year Fitchburg CERT was granted \$3,693.00 from the State Homeland Security Program (SHSP). Grant money was widely used to extend portable lighting capabilities for on and off road incidents. Junction boxes, LED light tripod masts, and multiple feet of heavy extension power cords were added to the lighting inventory. This is a huge upgrade in our illumination capabilities. CERT can provide lighting services in the most secluded areas of an incident, providing a safer environment for emergency responders.

In 2015, the trusted volunteers of Fitchburg Emergency Management responded to 33 emergency calls which involved approximately 236 hours of assistance. The bulk of the CERT Team dispatch pertained to water pumping incidents and public lighting calls. In addition to emergency calls, the CERT Team assisted venues to establish and maintain portable generator power, set up perimeter lighting and supply a fresh drinking water resource for civic events. This year in particular, world cup Bull Riding came to the Fitchburg Airport providing a 3 day thrill for the young and old in our city. Ten Team members working rotating shifts, set up lighting stations and perimeter lighting for the safe travel of event goers. With help from the city water department, a 120 yard water line was established and maintained by the CERT members. A total of 36 hours was dedicated to the Bull Riding competition and concert and much of the success for the 3 day venue was directly influenced by our CERT Team Volunteers. Our FEMA Volunteers like getting involved. It gives them the opportunity to make a difference in their

Annual Report  
Fitchburg Fire  
Department (cont)

community. These men and woman are simply neighbors helping neighbors. They understand the significance of work and are able to generate new ideas to better their work performance. Our FEMA Volunteers are dedicated to the Agency that they serve and to the city in which they live.

**Fitchburg, Leominster, and Lunenburg working together:** There are 4 Annual Meetings for MREPC per year. The MREPC is the Montachusett Regional Emergency Planning Committee and its purpose is to prepare and maintain an emergency plan to minimize the risks from hazards and protect the public health and environment in the Communities of Fitchburg, Leominster and Lunenburg. At the meetings, finances and upcoming grants are discussed along with Training Exercises, Sheltering, Subcommittee Involvement and Recruiting Citizen Volunteers. Several local business organizations are invited to come in and speak with members of the MREPC on related topics that effect our community. Some of our presenters were: Unitil, OMNOVA Solutions who trained on OSHA related training, Hazmat / Tier II presentations were made by S&E Specialty Polymers, Air-gas, Alpha Wire, Verizon Wireless, and Cleghorn Oil.

Other topics for discussions were on Hurricane Safety tips, Mutual Aid-new laws in effect, Available grants, and Volunteer Assistance and support programs. Members of the MREPC were also trained on a Statewide Resource Management System which is a software application used to manage state-wide resources owned by the State and local communities. We continue to train on Wed EOC; which is a state program that monitors activity throughout the state. Members of the MRECP participate in quarterly EMD meetings to share valuable training data and updated information in regards to developing our Emergency Management skills. MEMA Regional Representatives will sometimes attend the MRECP meetings to keep the committee members updated to the State-updated recommendations and procedures in Emergency Management.

**We certified for SERC which will cover 3-5 yrs:** In 1986 Congress passed the Emergency Planning and Community Right-to-Know Act, Public Law 99-499, commonly known as EPCRA or SARA Title III. Section 301(a) of the legislation required each governor to appoint a State Emergency Response Commission (SERC) by April of 1987. Section 301(b) charged the SERCs with the responsibility of dividing the states into planning districts and Section 301(c) for appointing local emergency planning committees (LEPCs). In 1987, the Massachusetts State Emergency Response Commission, in compliance with the new legislation, designated each MEMA sub-area as planning districts and appointed a Local Emergency Planning Committee for each city and town within them. The legislation required that the committees have representation from a specified number of interest groups. Our Local Emergency Planning Committee involves the communities of Fitchburg, Leominster and Lunenburg. Together our purpose is to prepare and maintain an emergency plan that will continually strive to minimize the risks from hazardous materials and protect the public health and environment of the City of Fitchburg, Leominster and Lunenburg and to adhere to the guidelines set forth in Title III of SARA.



**We certified in NIMS which is an annual process:** NIMS, The National Incident Management System is a systematic, proactive approach to guide departments and agencies at all levels of government, nongovernment organizations, and the private sector to work together seamlessly and manage incidents involving all threats and hazards regardless of cause, size, location, or complexity in order to reduce loss of life, property and harm to the environment.

The Incident Command System (ICS) which is a subcomponent of the NIMS, is a tool used by Emergency Management for the command, control, and coordination of an emergency response team. ICS is based upon changeable, scalable response organization providing a common hierarchy within which people can work together effectively. ICS gives the Emergency Management Director standard response and operation procedures, to reduce the problems and potential for miscommunication at an emergency incident, until the incident has been declared resolved.

**Public Safety Review of Public Assembly of Public Assembly Events:** Public health and safety review of public assembly events is required for events held on city property or those that require licensing, services, or support from the City. Annual events include the Longsjo Bicycle Race, Civic Days, Auto Shows, many road races, street fairs, carnivals, concerts, and others civic or private events. The review process conceived and implemented by Emergency Management was spawned as a result of demands placed on city and other services such as local hospitals. This process helps eliminate confusion on the part of event sponsors as to what is required by the city to conduct events. It also fosters uniformity, communication, and coordination between city agencies. It promotes a clearer understanding of what is being required and what, if any, outstanding issues needs to be addressed (i.e. traffic control, police or fire details, insurance, health requirements for food and beverage sales, vendor permits and so on) before allowing events to take place. This process has been well received by agencies like Health Alliance Hospital, the Fitchburg Municipal Airport, event promoters and managers and others. In the final analysis the general public benefits by having events that are safer, cleaner and less disruptive than they otherwise may have been.

Fitchburg Emergency Management administers over the Fitchburg Citizen Corps Council. Citizen Corps is the parent organization for volunteer groups in the City. Under federal funding guidelines Citizen Corps component groups are as follows:



## Citizen Corps Programs



Volunteers in Police Service (VIPS) works to enhance the capacity of state and local law enforcement to utilize volunteers



Neighborhood Watch/USA on Watch incorporates terrorism awareness education into its existing crime prevention mission



The Community Emergency Response Team (CERT) program educates and trains citizens in basic disaster response skills



The Medical Reserve Corps (MRC) Program helps medical, public health, and other volunteers offer their expertise



Fire Corps promotes the use of citizen advocates to provide support to fire and rescue departments



Homeland Security

**From The Desk of the Director, Fitchburg Office of Emergency Management:** Having completed my first year as the City Director of Emergency Management, my top priority was to educate myself in the duties of Emergency Management and to make contact with all the outside resources that will benefit the city in times of disaster. I made contact with the city's MEMA representative Kristen Jerome and her staff members. This first bridge I crossed was most important to me knowing that I had a team of State Officials at the ready to assist me in decision making. This was the start of making many more contacts throughout the State Government system.

I was active in MEMA quarterly meetings and attended all of the training seminars established for the EMD's across the State. There were table top exercises in disaster planning and recovery. Many seminars sponsored by MEMA dealt with the evacuation and sheltering large numbers of displaced disaster victims. I was invited to Framingham, at the State Police Headquarters to take part in a pilot program established by the Mass State Police, MEMA and FEMA to deal with the evacuation of disabled disaster victims and families and their in pack on city and state services. The State wide MEMA Conference in Worcester was my biggest event with over 750 EMD's and Emergency Disaster Manager's across the State coming together to share knowledge and personal experiences.

Fitchburg State University appointed me to their Emergency Management Team and this has proven to be a valuable partnership between the city and the college leaders. I continue to work with members of the

Montachusett Regional Emergency Planning Commission (MREPC) involved in dealing with any disaster incident that would affect the Town of Lunenburg or the Cities of Fitchburg and Leominster. I continue to monitor the workings of our CERT Team Volunteers, providing

*City of Fitchburg,*.....

Annual Report  
Fitchburg Fire  
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direction and resources, and enabling them to be a positive influence in Emergency Management.

In all, this was a productive year for me as the new Director for the city Emergency Management Department. I learned so much about the responsibility of this office and how important Mitigation, Preparedness, Response and Recovery truly are in the surety and welfare of the Citizens of Fitchburg.

I look forward to the coming year to take on new challenges and participating in more educational opportunities for emergency planning and response. I will continue to provide leadership and expertise at all emergency incidents.

Respectfully submitted,

Lt. Richard Liberatore  
Fitchburg Fire Dept.  
Training Coordinator

# PERSONEL

## DEPUTY CHIEF THOMAS DATEO



Photo by Rick Jollimore

Firefighter Rob Dacosta takes a minute to talk with little Nolan at the fire on Granite Street.

The fire was on Halloween day and little Nolan wanted to show his costume to the firefighters.

## PERSONNEL DIVISION

### RETIREMENTS

LIEUTENANT	SALLY TATA	01/09/2015
PRIVATE	MARTIN MAYNARD	03/03/2015
DEPUTY CHIEF	DAVID ROUSSEAU	03/25/2015
LIEUTENANT	KENNETH DESJEAN	07/31/2015

### RESIGNED

PRIVATE	SHAUN SICARD	02/08/2015
PRIVATE	BRANDON JOHNSON	10/25/2015

### PROMOTIONS

DEPUTY CHIEF	DAVID GRAVEL	04/07/2015
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### APPOINTMENT

FIREFIGHTER	KENNETH HOLLUMS	03/03/2015
FIREFIGHTER	SAMUAL GARCIA	03/03/2015
FIREFIGHTER	MATTHEW GLENNY	05/26/2015
FIREFIGHTER	JEFFREY BOUDREAU	05/26/2015
FIREFIGHTER	ANTHONY LIBERATORE	09/15/2015
FIREFIGHTER	NICHOLAS LANDRY	09/15/2015
FIREFIGHTER	JARROD ROY	12/07/2015
FIREFIGHTER	ANDREW DOUGHTY	12/07/2015

Annual Report  
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**FIVE YEAR DEPARTMENT MANNING**

2015	2014	2013	2012	2011
81	78	78	78	75

**WORK VACANCIES**

VACATION DAYS	424	24hr. shifts
PERSONAL DAYS	230	24hr. shifts
SICK DAYS	129	24hr. shifts
INJURY DAYS	12.5	24hr. shifts
FUNERAL DAYS	17.5	24hr. shifts
LEFT WORK SICK	0	hours
LEFT WORK INJURED	0	hours
JURY DUTY	0	hours
LIGHT DUTY	5	24hr. shifts
TRAINING	3636	hours
COMP TIME EARNED	21	24hr shifts
COMP TIME TAKEN	41	24 hr shifts
UNION	6	24hr shifts
MILITARY	19	24hr shifts
MATERNITY	3	24hr shifts

Eight new fire fighters were added to our department in 2015. These new recruits were hired to replace the fire fighters that retired, the firefighters that resigned and the anticipated retirements that are scheduled for January 2016. Four new Firefighters attended, completed and passed the Massachusetts Fire Fighting Academy. There are presently two fire fighters attending the Fire Academy and the last two hired will be attending the Fire Academy in February of 2016. All newly hired fire fighters also are Emergency Medical Technicians.

**SENIORITY IN RANK**

**December 31, 2015**

**CHIEF**

Roy, Kevin	11/15/1977
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**DEPUTY CHIEFS**

Curran, Kevin	07/26/1983
Dateo, Thomas	04/20/1982
Pinault, Mitchell	04/19/1988
Gravel, David	04/19/1988

**CAPTAINS**

Normandin, Gregg	03/04/1986
Murchie, Brian	04/21/1987
Marrama, Anthony	01/26/2010
Alicea, Roberto	03/18/1997

**LIEUTENANTS**

Liberatore, Richard	05/20/1980
Jordan, Philip Jr.	07/06/1989
Hyvarinen, Barry	09/06/1994
Gelinas, Michael	12/21/1993
LaFleur, Robert	09/06/1994
Gilmartin, John	10/15/1996
Suarez, Dante	11/09/1995
Castelli, Anthony	03/22/1905
Chad Courtemanche	03/22/2005
Ryan Cringan	08/03/2010

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May, Gregory (Provisional)	07/26/1983
MacArthur, Scott (Provisional)	04/19/1988
Kukkula, Martin (Provisional)	04/19/1988
Bowers, Mark (Provisional)	04/19/1988
Jollimore, Richard (Provisional)	04/19/1988

**FIREFIGHTERS**

Mulcahy, John	07/28/1978
Boudreau, Kevin	04/21/1987
Piermarini, David	04/19/1988
Peralta, Scott	10/04/1988
Torres, Michael	07/06/1989
Marabello, James	07/06/1989
Doughty, Randall	07/06/1989
Reese, Todd	12/21/1993
Haverty, Patrick	12/21/1993
Gradito, Peter	02/15/1994
Ramos, Valentine	04/05/1994
Nault, James	06/21/1994
O'Kane, Timothy	11/09/1995
Pawlak, Michael	10/15/1996
Lambert, Jude	03/18/1997
Smith, Erica	06/17/1997
Suarez, Edward	06/17/1997
Morin, Gregory	06/17/1997
Vautour, Bill	09/17/1998
Robles, Francisco	01/09/2003
Dickhaut, Jonathan	01/09/2003
Roy, Patrick	11/21/2006

Ortiz, Roger	01/26/2010
Osgood, Dean	01/26/2010
Roy, Andrew	01/26/2010
Castelli, Michael	01/26/2010
Parillo, Edward	01/26/2010
Roy, Sean	01/26/2010
Pappas, Kristy	01/26/2010
Forrest, Kyle	08/03/2010
Klein, Kristopher	08/03/2010
Vaughan, Yona	08/03/2010
Similia, Antonio	06/07/2011
Fenwick, Donald	06/07/2011
Knowles, Anthony	06/07/2011
Lopez, Kervin	06/07/2011
Dacosta, Robert	01/31/2012
May, Jonathan	01/31/2012
Pike, Justin	10/16/2012
Jones, Adrian	10/16/2012
Thomas, Shane	10/16/2012
Maillet, Kristopher	10/16/2012
Silva, Jose	10/16/2012
Rodriguez, Hector	08/14/2013
Smith, Michael	08/14/2013
Girouard, John	08/14/2013
Williams, David	01/09/2014
Joubert, Sean	04/16/2014
Fratlicelli, Matthew	11/18/2014
Garcia, Samuel	03/03/2015
Hollums, Kenneth	03/03/2015



Annual Report  
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Glenny, Matthew	05/26/2015
Boudreau, Jeffrey	05/26/2015
Liberatore, Anthony	09/21/2015
Landry, Nicholas	09/21/2015
Roy, Jarrod	12/07/2015
Doughty, Andrew	12/07/2015

(81 Firefighters)

Our continued goal is to maintain a staffing level that will protect the residents, students and the visitor of our city. Our commitment is to continue to replace members as they leave our department and to increase our staffing levels to provide the best Fire and EMS protection possible. Lieutenant Philip Jordan has taken over as our Fire Prevention Director. Lieutenant Richard Liberatore has taken over as our Training Officer and the city's Emergency Management Director. Acting Lieutenant Richard Jollimore is presently working as our Fire Alarm Director and Private Scott Peralta is presently working with Lieutenant Jordan as our Fire Prevention Inspector.

Respectfully submitted,

DC Thomas Dateo

# BUILDINGS AND FURNISHINGS DEPUTY CHIEF DAVID GRAVEL



Photo by Rick Jollimore

A fire at 27 River Street on January 6, 2015

## BUILDINGS, GROUNDS & FURNISHINGS

I am pleased to report that many of the goals set for our buildings were accomplished. If not for the dedication and volunteerism from many of FFD personnel, these goals would not have been attained. I commend these members for the willingness and effort to keep these buildings in great shape. Many of our members have special talents that they unselfishly share for the betterment of the department. This work is above and beyond the required maintenance and general housekeeping that is performed by all members.

Our days are usually consumed with training, vehicle maintenance, commercial and educational inspections, not to mention emergency calls. However, we try to save Fridays for buildings and grounds maintenance.

One event that is often overlooked is spring cleaning. In all three stations, all four groups are assigned a project, either inside or out. Every square foot is overhauled and cleaned. This event prolongs buildings, grounds and furnishings. With the high energy cost, it's going to be very important that we remain vigilant in retrofitting components to make Summer St & Oak Hill Stations more efficient.

### HEADQUARTERS

Central station, located at 33 North St., is a little over 16 years old and its assessed value is \$ 5,942,400.

As like any other 16 year old building, things break down, components need repair and maintenance. Service contracts are vital to assure the appearance and values are kept up as well as warranties stay intact. The extra volunteer work done by our members is also very important in keeping up the properties.

The department purchased 42 new window panes for the overhead door glass in 2015. We hope to replace them in 2016. We also do a lot of the plumbing, electrical and heating work ourselves. The impeccable grounds facing Main St is a work of art built and maintained by FFD members.

Every year FFD receives labor-free painting from the Worcester County Sheriff's Department. They have developed an inmate community service program, which utilizes several minimum security inmates that provide free labor. A sheriff's supervisor accompanies the group each day, receives and carries out the assignment. The people they send over are good painters and put in an honest days work. This service we receive is invaluable, and we are extremely appreciative. We furnish the supplies and lunch, they supply the labor. We have a tentative date in February of 2016, for painting in the officers and administration area.

We've had various maintenance and/or repairs to appliances, electrical, plumbing, sprinkler systems, apparatus plymovent systems. No major issues occurred during 2016.

#### **OAK HILL STATION**

Oak Hill Station, located at 231 Fairmount St. (intersection of Oak Hill & Fairmount) is now 115 years old and assessed at \$387,400. Two department members repaired the stairway to the second floor and resurfaced the entire tread and risers with a heavy duty rubber membrane, they also removed the old railings and replaced them with a new aluminum railing system, at a cost of \$5,639.70.

Also a new snow blower was purchased for the station at a cost of \$999.00. Another improvement to the station was a paving crew was doing work on Fairmount St. and repaved the front of the building at no cost to the department.

We obtained an estimate to have the entire brick exterior repointed. Due to the age of the building, I would recommend this be done very soon. This project still needs to be done.

#### **SUMMER STREET STATION**

Built in 1978, Summer St Station sits on the corner of Summer St., and John Fitch. The land and building is assessed at \$ 395,100. Again two members of the department changed the old windows in the building, which should cut down on the cost of energy bills. The total cost of the repairs were \$4,550.65

Summer Street members repaired a shed roof, sheathing and facial boards. The city DPW installed rock and mulch on the grounds. Future goals are to replace an inefficient glass sliding door and windows. We would also like to install new hard top on the property. Also purchased for the station was a used lawn tractor and cart at the cost of \$600.00

#### **VENDORS & CONTRACTORS**

We continue to assess and evaluate vendors & contractors who maintain and service fire department buildings and grounds. We not only evaluate cost, but quality and professionalism are important factors when contracting business entities. We try very hard to keep our contracts local, but it's not always feasible. The following is a list of vendors we've contracted in all three stations.

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- |                             |   |
|-----------------------------|---|
| • Coggswell Sprinkler Co.   | Maintain & repair sprinkler system at headquarters          |
| • Garage Doors Unlimited    | Maintain & repair overhead bay doors in all stations        |
| • O'Connell Fire Protection | Maintain & test extinguishers & kitchen suppression Systems |
| • MPC Services Inc.         | Maintain & repair HVAC at headquarters                      |
| • Bay State Elevator        | Maintain, test, & repair elevator at headquarters           |
| • Walts Electric            | Electrical evaluation & repair                              |
| • Vinnie Farrell P&H        | Plumbing and heating issues                                 |
| • Hobart                    | Dishwasher issues at headquarters                           |
| • Horrigan Cleaners         | Carpet cleaners   |
| • Unic-Pro                  | Professional floor stripping & waxing                       |
| • Powers Generator Inc.     | Maintenance & repair all generators, & radio tower          |
| • Automatic Laundry         | Maintain & repair washer and dryer at headquarters          |
| • Roto Rooter               | Extensive clogged plumbing problems                         |
| • Staples                   | Paper & cleaning supplies                                   |
| • Gettens Electric          | Light bulbs   |
| • Home Depot                | Paint & paint supplies                                      |
| • North Star Construction   | Roofing Issues  |
| • Sabourin Hardware         | Misc. items; brooms, shovels, etc.                          |
| • Rockys Hardware           | Misc. items; hand tools, batteries, etc.                    |
| • Proctor Landscaping       | Mulch, seed, etc.   |
| • Mulcahy Line Painting     | Hard top line painting                                      |
| • Testagrossa Paving        | Hard top crack repair                                       |
| • Arbor-Turf                | Lawn chemicals  |

Future projects for all stations are:

- A new kitchen cabinets at the Summer Street Station
- The repointing of Oak Hill Station
- New gear lockers for the Summer St. Station
- The gas grill at HQ can be installed at OH and piped in with natural gas.

Respectfully submitted,

DC David Gravel

# EMERGENCY MEDICAL SERVICES

## CAPTAIN ANTHONY MARRAMA

Firefighter  
Hector  
Rodriguez  
saves a cat  
from a house  
fire at 11  
Montesion  
Drive on  
March 8,  
2015

Photo by  
Scott LaPrade



## EMERGENCY MEDICAL SERVICE

2015 has shown the continual need for an effective and efficient Emergency Medical Service Department here in the City of Fitchburg. The Fitchburg Fire Departments' Rescue 3 continues to work alongside MedStar Ambulances' Fitchburg EMS Paramedic units to ensure that the numerous EMS calls fielded each day are met with the highest quality of care in our region. This partnership allows for quick, reliable, and capable emergency medical care to the citizens of Fitchburg. Fitchburg Fire EMS personnel are dedicated professional care givers who will continue to broaden the assessment, diagnostic and management capabilities of pre-hospital providers. Training and knowledge of their job is a substantial contribution to our quality care.

Equipment and supplies are constantly being updated and replaced as needed. This allows our EMT and Paramedic crews the necessary tools to handle even the most difficult and complex of medical emergencies, in addition to the large volume of routine medical emergencies. A well-stocked supply room keeps all three emergency units fully prepared and properly equipped to be in service for additional calls. The medical cabinets on the Rescue are checked daily by the oncoming Firefighters. The EMS stock room also receives a weekly check by Firefighters and supplies are replaced as needed. The Medic units from Fitchburg EMS go through a daily check and their emergency vehicles are equally stocked with all required equipment. Fitchburg EMS (MedStar Ambulance Company) provides all of our medical supplies for both Ambulance vehicles and our Fire Department / Rescue 3 vehicle. The medical bags on all fourteen of our Fire Department apparatus and support vehicles receive a daily check and are kept stocked and up to date with all the necessary medical equipment, again provided to us by Fitchburg EMS (MedStar Ambulance Company).

The City of Fitchburg had a continued upward rise in the call volume for Emergency Medical Services in 2015, but all of our EMS vehicles and personnel were there to answer the challenge. The total number of EMS calls for the year 2015 was 7,421 responses, an 8% increase over the prior year. Fitchburg Fire Rescue 3, manned by 2 FFD firefighter/EMTs (a BLS unit) responded to 2,502 medical calls. That is in addition to the numerous fire calls it responds to as well. Fitchburg EMS Paramedic 1 (1 Paramedic and 1 EMT) housed at Headquarters, responded to 2,410 calls, while Fitchburg EMS Paramedic 2 (1 Paramedic and 1 EMT) out of the Oak Hill

Firehouse, responded to 1,797 calls. All emergency calls come into our dispatch center (Fire Alarm) at Headquarters and each call is answered by qualified personnel, utilizing Emergency Medical Dispatch (EMD) as required by the Commonwealth. Emergency care is very demanding in the City of Fitchburg and our EMS Department needs to keep up with these demands. The two Paramedic units and our own Rescue 3 continue to be outstanding in patient care.

This year, the Fitchburg Fire Department and its members have continued with following the newly adopted standards for EMT and Paramedic recertification. This is the second year that the departments EMT'S and paramedics have recertified under these new guidelines. This has continued to keep the Department's 77 EMTs and 2 Paramedics more active in dealing with their individual recertification. The Commonwealth of Massachusetts Office of Emergency Services (OEMS) has joined with the National Registry of Emergency Service and the National Organization has now taken over all State recertification policies. This second full year under the new policy has continued to be an education for all members and the adjustment to the new standards and procedures is still ongoing. This new system has been challenging, just as any major change would be, but through the continued hard work and effort by all those involved, this system will by all accounts pay dividends in the future. At this time all of the departments EMT's have affiliated themselves with the National Registry Certification Program and by April 1<sup>st</sup> of 2016, all members will have gone through the new recertification process. With the new system in place for over a year now, it is evident that this innovative and comprehensive way of educating our members will pay dividends moving forward. This ensures that our EMT's and Paramedics receive the best training and are better equipped to provide the needed critical care out in the field. Continuing education is essential in preparing members to handle even the most stressful situation professionally, efficiently, and expediently. Education has always been and will remain the backbone of professional emergency medical care.

This year in an effort by the state to combat the growing opioid epidemic across the Commonwealth, Fitchburg Fire received a grant that provided us with both nasal and intramuscular Naloxone (Narcan). This grant proved to be vital as our emergency medical personnel are called to numerous overdoses on a week by week basis. This opioid antagonist has shown to be an invaluable resource for our members in providing immediate and life-saving care to patients.

Additionally this year the Fitchburg Fire Department was able to purchase three new automated external defibrillators or AED's. These portable electronic devices automatically diagnose the life-threatening cardiac arrhythmias of ventricular fibrillation and ventricular



tachycardia in a patient, and are able to treat them through defibrillation, the application of electrical therapy which stops the arrhythmia, allowing the heart to reestablish an effective rhythm. These new devices were placed on all three of the departments' front line engines. On top of being an upgrade over our older AED's, these new devices allow for easier documentation and greater compatibility with the equipment used by Med-Star's paramedic units. This ability to seamlessly transmit information between the devices is key in providing needed data and stats quickly to the providers on scene.

The Fitchburg Fire EMS program continues to evolve and adapt in order to provide the highest medical care possible for the residents of, and the visitors to the City of Fitchburg. The field of EMS is one of continual change and progress. With this constant evolution comes many challenges. It is the responsibility of Fitchburg Fire EMS and its members to be committed to these tasks both in the present and as the Department moves forward into the future. This will ensure that all those who find themselves in need of emergency medical services within our city limits receive the very best of prehospital care.

Respectfully Submitted,

Captain Anthony Marrama  
EMS Coordinator

# FIRE ALARM & COMMUNICATIONS

## ACTING LT. RICHARD JOLLIMORE



(left to right) Robert Klein, director of radio-access network engineering for AT&T; Mayor Lisa Wong; Patricia Jacobs, president of AT&T New England; Fire Chief Kevin Roy; and Acting Lieutenant Richard Jollimore at the Quarry Tower where AT&T installed a new cell tower in the summer of 2015

## **FIRE ALARM**

### **OVERVIEW**

The Fitchburg Fire Department Fire Alarm Division operates out of headquarters at 33 North Street, all 911 calls originating in the city of Fitchburg are answered at the Police Department by civilian dispatchers, when they receive a call for a fire, medical, rescue or other calls that require a fire department response they transfer them to fire alarm over a ring down line.

Fire Alarm is manned by one dispatcher working a 24 hour shift, the fire alarm supervisor is on duty Monday through Friday between the hours of 0800 and 1600 hours and is available for recall any time seven days a week

The Fire Alarm Operator plays a critical role in the Department. They handle thousands of phone calls annually for general business inquiries, emergent and non-emergent fire and medical calls, and general calls for service. In addition to this, the one dispatcher on duty is responsible for monitoring and transmitting all radio transmissions of the Fitchburg Fire Department and Mid-State Mutual Aid Fire District 8. All of our dispatchers are trained to the Emergency Medical Dispatch (EMD) level and can provide critical lifesaving instructions to a caller while help is on the way to an emergency scene.

In addition to dispatching, the Fire Alarm Operators are also certified firefighters and continually participate in department trainings to remain up to date in the latest firefighting techniques.

### **PERSONNEL**

On July 31<sup>st</sup> of 2015 Lt Ken Desjean, the supervisor of the Fire Alarm Dispatch center retired. Lt Desjean was assigned to this office for many years and he will be greatly missed.

Fire Alarm is staffed by a firefighter on each of the four groups and typically the personnel rotate Fire Alarm Operators between the junior firefighters of the shift. If a member has an injury or is placed on light duty then that member is typically assigned to Fire Alarm, thus preserving sick time and overtime costs to the City.

In 2015 Westminster firefighter David Monty continued to work as a part time consultant \ radio technician and continued to work on an on-call basis. David has an extensive background in radio and computer technology and is a tremendous asset to the department. In the time David has been with the department he has corrected many radio communications issues that would regularly go out to outside vendors.

### **TRAINING**

Fire Alarm Operators are trained continually throughout the year in the latest improvements and developments related to the dispatch center and also firefighting. All of the Department's Fire Alarm Operators are trained and certified at the EMD level. The department continues to train personnel in EMD, Emergency Medical Dispatching.

## **FIRE ALARM EQUIPMENT**

### **FURNITURE**

Although the furniture in Fire Alarm continues to function as intended it is beginning to show its age. The fire alarm consoles were installed in 1999 and are broken or worn in many places. Access panels are broken or won't close or remain closed properly. Also this furniture was designed to be used with equipment that has since changed. With the changing technology the Department now operates smaller equipment that is mostly computer based. The Department no longer has the bulky radio equipment that was once in place. The Department should have a replacement plan in place so that Fire Alarm can continue to operate effectively and efficiently.

### **TELEPHONES**

The telephone system in Fire Alarm is a NEC Electra Two which was originally installed in the old Central Fire Station on Oliver St. The system was moved to the new station on North St. when the station was opened in 1999. The system is beyond its recommended service life and should be replaced in the immediate future. This is an old system which lacks many features and new parts are no longer available. I have spoken with IT Department Head Trevor Bonilla about the need for a new telephone system at the Central Fire Station.

### **RECORDER**

All emergency telephone calls coming into the fire alarm dispatch center are recorded. The system that was installed in 2014 has live recall and instant recall with the ability to monitor live voice communications as they are being recorded, or to gain access to the most recent voice message recordings. The system can be accessed from any work station computer in the fire department and recordings are randomly monitored for quality control.

**AES INTELLINET SYSTEM**

The lifeline of our City wide fire alarm system is the AES Intellinet System. This system continues to be an efficient and reliable means of monitoring all fire protection devices in our local schools and businesses. The City currently has over 250 accounts and added five new accounts in 2015. The subscriber purchases a radio box that is installed and integrated with their Fire Alarm Control Panel. If there is an alarm or an event, the radio box instantly sends a wireless radio signal directly to the Fire Department which alerts the Fire Alarm Operator. The AES system monitors Fire Alarms, Sprinkler Systems, Carbon monoxide detectors and system troubles, and depending on the type of signal received the alarm is acknowledged or the appropriate apparatus dispatched to investigate.

As with all electronic equipment maintenance and upkeep of the system is periodically needed. The system that is in place was originally installed when the station opened in 1999. Consideration should be given in the near future to upgrade the rest of the system as there is new technology available.

**RADIOS**

The radio equipment in Fire Alarm still remains state of the art and continues to function properly as the radio system is only a few years old. The system provides reliable communication coverage throughout the City and offers interoperability to other Departments in the City and surrounding communities.

The Fitchburg Fire Department operates and maintains the Rollstone Quarry site which house the department's main radio transmitters, this site serves as the hub for microwave communications to and from our six other receiver sites. In addition the fire department equipment this site also houses other public safety departments radio equipment as well. At this time the City of Fitchburg has a signed lease with a major cell phone carrier to operate out of this site which will bring in needed revenue to operate and maintain this site.

**COMPUTERS**

There are three dispatch positions in Fire Alarm that can be used by the Fire Alarm Operators. Each position is set up exactly the same with four LCD monitors and a computer tower that operates the dispatch software, paging software, and portions of the AES automated dispatch software. These computers are vital for the operation of Fire Alarm.

**PAGERS**

The Department currently leases pagers from USA Mobility for the purpose of notifying off duty firefighters of recall and when help is needed for working fires. These pagers are a vital link to off duty firefighters and provide fast and efficient notifications to our personnel when the need arises. In addition to the pagers firefighters are notified through Code Red notification software which can also be used for emergency notifications to the citizens of Fitchburg

**CONCLUSION**

As always fire department dispatchers continue to train and perform their duties to the best of their abilities. In times of emergency the citizens of Fitchburg will continue to receive efficient and reliable communication from Fitchburg Fire Alarm followed by a quick response of emergency crews. As long as the funds are available, Fire Alarm will continue to maintain and improve the equipment with the latest advances in technology so that the dispatchers can perform their duties efficiently.

Respectfully submitted,

Acting Lt. Richard Jollimore

# FIRE APPARATUS

## DEPUTY CHIEF MITCHEL PINAULT



Photo by Scott LaPrade

The new Fitchburg Engine 4 works at a fire at  
50 Henry Street on October 10, 2015

## FIRE APPARATUS

The new Engine 4 a K.M.E. Predator has been in service for about a year with no problems other than a few birth defects that were fixed under the existing warranty.

The truck that it replaced, a 1997 Pierce Saber, is currently in pieces in Worcester. We are hoping that it can be saved. It has serious rust and deterioration on the frame, this condition requires new frame rails that call into question the feasibility of repair.

We are currently awaiting a new Engine 1 which will be the sister of the new Engine 4, another K.M.E. Predator. Engine 5, which is currently running as Engine 1, will be decommissioned after the arrival of the new truck.

The new Rescue 3 will be in this spring. The current Rescue 3 will make a great reserve vehicle after all the repairs done over the winter. This truck is the busiest piece in the fleet and has a lot of hard mileage on it. It has required substantial repair work that is evident in the Master Mechanic's report.

F-3 Our current Plow truck required more small repairs to keep it reliable for the threat of snow. The brakes were repaired and the Hydraulic system for the plow required some new hoses and fluid. Replacement of this vehicle is on top of our list of priorities.

The new Heavy Rescue will be in this spring. This will provide a platform to equip the newly formed Technical Rescue Team. The capabilities of this team and the equipment this will provide them will allow the team to accomplish Confined Space Rescue, High Angle Rope Rescue, Building Collapse Rescue, and Swift Water Rescue to name a few.

F-1 The 2001 Chevy Blazer is restricted to local use only due to reliability issues. Replacement of this vehicle is a top priority due to excessive maintenance and lack of reliability.

Engine 3 a 1988 Mack is beyond its practical usage limits. Maintenance issues including Electrical and Mechanical are proving to be overwhelming. If the current Engine 1, the 1997 Pierce, can be saved this is the next truck to be decommissioned.

Respectfully submitted,

DC Mitch Pinault



Annual Report  
Fitchburg Fire  
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# MAINTENANCE OF APPARATUS

## MASTER MECHANIC BARRY CULLERTON



Photo by Rick Jollimore  
Master Mechanic Barry Cullerton retires  
after 39 years on the job.

## MAINTENANCE OF APPARATUS

### Engine One- 1997 Pierce 1500 GPM Pumper

- Engine difficult to start – losing fuel prime – needs to have valves checked, water separator, and fuel lines replaced
- The truck had trouble shifting and issues with power. The throttle position sensor failed, but was replaced
- The power unit for the 120 Volt floor lights failed. Was replaced with one we had on hand that was modified to fit
- The bolts on the right rear spring shackle broke, causing the shackle to damage the bottom of the water tank. The tank was replaced under warranty, but the tank's frame was corroded and the technician's side had to be replaced to honor the warranty
- Another corroded hole through the truck's frame would need to be repaired in order to obtain an inspection sticker. The truck was taken to a repair shop in Worcester, MA where the frame was found to be in worse condition than originally thought to be in. Both frame rails need to be replaced
- *This vehicle is 18 years old, by NFPA Standards, should be a Reserve pumper.*

### Engine Two - 2004 Pierce 1500 GMP Pumper

- There were problems with the engine this year. – the valve head and gasket had to be replaced
- The Fuel Injectors and the Turbo Charger also had to be changed, along with many sensors and coolant lines and gaskets.
- The rear brakes were replaced
- Four new rear tires were installed, and the front tires are also to be replaced
- A new pump primer was installed.
- The Steering Shaft from the Gearbox to axle was changed
- All of the Port Gauges were replaced. One port valve rod guide was installed

### Engine Three - 1988 Mack 1500 GMP Pumper

- Several rotted water pipes were repaired
- All of the batteries were changed
- Various wiring and lighting issues were taken care of
- The Fuel Tank is corroded and is leaking. There is not an original one available, so one would need to be fabricated
- A rusted Air Tank will also be changed when the tank is removed
- *This vehicle is 28 years old and Needs to Be Retired in the very near future.*

### Engine Four (new) 2015 KME Predator - 1750 GPM Pumper

- Put in service to replace the 1997 Pierce

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- Some minor problems came up, which were all covered by warranty
- Emergency light problems were caused by a malfunctioning load manager - it was changed
- The engine brake was adjusted several times by changing the transmission settings
- An airbag suspension failure was caused when a bolt came loose – a longer bolt was fitted
- An airline going over engine melted – it was rerouted
- Other minor things like seat belt sensors and bumper lights were fixed

**Engine Five - 1991 KME 1500 GPM Pumper**

- The Coolant system thermostats were replaced, along with many coolant lines. The Heater core was also replaced
  - The left rear brake caliper seized, requiring its replacement. The rotor, pads and maxi-brake air can were also changed
  - The floors of the battery boxes rotted through, trays were fabricated to hold the batteries in place
  - The door frame of the Officer's door cracked, the door latch would loosen and the door would open. A patch was fabricated and mounted in place.
  - The right half of the windshield cracked and was changed, along with the Officer's side window.
  - Many of the exterior lights were replaced
  - This truck is now numbered Engine Five.
- This vehicle is now 25 years old and should be placed in Reserve.*

**Engine Five - 1983 Mack 1500 GMP Pumper**

- This truck was traded in upon the arrival of the new Engine Four.
- The previous Engine One is now Engine Five.

**Engine Six - 2006 KME 1250 GMP Pumper / Tanker**

- Lights on the lower perimeter of the truck that had been knocked off by snow banks were replaced
- All of the batteries were replaced
- The exhaust system from the manifold to the rear of the truck were replaced

**Engine Seven - 2005 Ford F450 Brush Fire Truck**

- Some minor damage caused by mud at a brush fire was repaired
- Wiring for the emergency lights was fixed

**Tower Ladder Two - 2003 Pierce 85 ft. Tower Ladder**

- A fuse in the all steer system blew twice – it was replaced by an automatic reset breaker

- All four rear tires were replaced
- The on spot tire chains were removed. The system was entirely rebuilt and put back on
- Both thermostats and gaskets were replaced
- A problem with the truck shutting off on calls was corrected with ignition components.
- The exhaust system needed repair and was changed from the left side to the right side of the truck
- Wiring problems with the aerial were corrected
- A new control handle was installed in the bucket

**Tower Ladder Three – 2011 KME 102 ft. Aerial Platform**

- New front tires were installed
- Damage caused by snow banks to the right lower side of the truck was repaired
- The exhaust piping was changed from the left side of the truck to the right
- All of the batteries were replaced
- A winch was installed in the front bumper of the truck for various rescue situations
- The plastic track for the aerial wiring, which protects it when it extends and retracts, became broken – a metal replacement was installed
- Several air leaks and valves were repaired
- More melted wiring in the frame by the exhaust was repaired and sensors for the out rigger leveling were replaced
- The drive shaft for the aerial hydraulic pump was changed
- An idler pulley on the belt for the water pump broke – the mounting bolt was undersized. It was reengineered and strengthened – both were replaced
- Left front spring shackle bolt broken – removed and replaced

**Special Operations Unit (S.O.U.) - 2007 International / KME**

- Routine maintenance performed

**Rescue 3 Ambulance - 2011 Ford / F450**

- The usual wear and tear problems were dealt with this year
- The rear brakes were totally replaced
- The right front brake caliper was changed and both side rotors and pads replaced
- Right front axle shaft, ball joints and spider were changed
- The rear suspension torsion bar and rails replaced
- The exhaust system was replaced
- The batteries were replaced
- The activation solenoid for the air ride compressor turbo charger air intake components were replaced
- Several siren control units were installed
- A new rescue has been ordered, this will made a nice backup

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**Chief – 10C - 2013 Ford Explorer**

- Routine maintenance performed
- Accident damage to the left front repaired

**Deputy Chief – 2014 Ford Interceptor**

- Winter tires were installed – they will be rotated with the seasons
- Routine maintenance performed

**Deputy Chief Reserve – C9 – 2005 Chevrolet Tahoe**

- Routine maintenance performed

**Fire Alarm – S1 – 2005 Ford Explorer**

- Last year's work to the rear quarter panels has to be redone – entire panels installed
- A new battery was installed

**Fire Prevention Director – K1 - 2005 Ford F500**

- Routine maintenance performed

**Fire Prevention Inspector – K2 – 2013 Ford Escape**

- Warranty recalls
- Routine maintenance performed.

**Utility Vehicle – H1 - 1999 Chevy Tahoe**

- New tires installed and the front end aligned
- The fuel pump was replaced
- The started was changed
- Driver door inside handle was broken and replaced
- Body work was done to extend the life of the vehicle

**Mechanic Truck – M3 - 2005 Chevrolet 3500 / Cabinet Body**

- Routine maintenance performed

**FEMA – F1 - 2001 Chevrolet Blazer**

- No major repairs but nearing the end of service
- *Needs to be replaced due to corrosion, age, and mileage*

**FEMA – F2 – 2012 FORD F350/ Fan Truck**

- The battery that starts the fan engine was replaced
- Routine maintenance performed

**FEMA – F3 - 1993 Ford F350**

- The starter was replaced
- Hydraulic repairs to the snow plow
- The transmission had to be repaired again – just over the warranty limit
- *It has had numerous repairs made to the plow and needs to be replaced*

**CRT – 1 - 2005 Ford Eldorado 450 / Passenger Bus**

- Routine maintenance performed

**All Wheel Terrain (ATV) - 2007 Polaris ATV**

- A tank/pump skid unit was purchased and mounted in the rear dump body of the vehicle
- The rear suspension was adjusted to accommodate the extra weight

**Fire Boat – 2013 Fire Safety Int'l open Boat**

- Purchased December 3, 2013

**Small Engine Equipment**

- A lot of problems occurred because of using fuel with ethanol in it
- Engines that now require an oil mix use moto-mix; a high octane fuel with no ethanol, these are mostly saws
- Generators and fans use a non-ethanol high octane fuel. This has kept problems to a minimum

**Repair Shop**

- All shop equipment in order

## TRAILERS

There are seven trailers housed and used by the Fire Department and FEMA.

### SAFE Trailer

- Used for Fire Safety Education for students.
- This is a district trailer - picked up by any town in the District that needs to use it.
- Housed at Summer Street Station.

### EMS Trailer

- No longer housed in Fitchburg.

### DIVE Team Trailer

- Carries the New Rubber Inflatable Boat purchased with the Trailer
- Housed at Central Station

### HazMat Trailer

- Housed at Central Station

### FEMA Trailers (2)

- 1) Light Tower
  - Powered by Diesel Generator
- 2) Army Surplus Jeep Trailer
  - Powered by Gasoline Generator

### ATV Trailer

- This is a flatbed trailer with a vehicle ramp
- Housed at Central Station

### Shelter Trailer

- Large dual axle cargo trailer
- Storage for cots, Blankets, Etc.
- Housed at Central Station

Respectfully submitted,

Barry J. Cullerton, Master Mechanic

# FIREFIGHTING EQUIPMENT CAPTAIN BRIAN MURCHIE



Photo by Scott LaPrade

Fire at 11 Montesion Drive on March 8, 2015



## FIREFIGHTING EQUIPMENT

The equipment used on the calls responded to by the Fitchburg Fire Department is relied on for both routine calls and those that impact the life and safety of its citizens. The equipment is constantly checked for effectiveness during daily, weekly, and annual inspections and maintenance. Adherence to this program helps ensure the equipment used holds up to the rigors of use in all kinds of conditions. Equipment undergoes a constant needs assessment to make sure we have the tools on hand to accomplish our mission.

The equipment is inspected for functionality and reliability on a daily and weekly basis. The benefits of these checks are twofold. Any issues discovered during these routine checks are addressed to ensure smooth operation. Secondly, the repetition brings familiarity of equipment to a young Department. The equipment on all frontline apparatus is checked on a daily basis. The equipment on all reserve apparatus is checked on a weekly basis.

During the month of October equipment undergoes annual maintenance. The annual maintenance program is designed to overhaul and clean all pieces of equipment in the Department's inventory. Equipment is painted and properly marked with the apparatus color code. Inventory lists for each piece of apparatus are then updated. In many cases this annual maintenance program ensures that the equipment entrusted to the Department goes well beyond its life expectancy. All aerial and ground ladders underwent annual certification testing in 2015 by a certified testing company. Worn rivets, end caps, and safety labels were replaced where indicated.

In April 2015, the Department was awarded a Homeland Security Grant to purchase \$120,000 worth of NFPA 1963 compliant 1 3/4" hose, adapters, and 63 new task force nozzles. The grant allows the department to move from iron pipe thread to national standard thread improving operations and interoperability with other communities. This had the added benefit of replacing nozzles and 1 3/4" hose much of which was at the end of its life expectancy.

A dual-purpose skid unit for the department's UTV was purchased in 2015. This unit is mounted to the dump body of the UTV and will be used for brush fires and patient extrication from remote areas. The skid unit has a 50-gallon water tank and Honda pump for brush fires. A 2 piece stokes basket used for easier access in rugged terrain was purchased for use with the skid unit. The unit has been used for a victim removal in a remote area along the Nashua River.

In 2015 a winch was added to the bumper of Tower Ladder 3 to assist in vehicle stabilization. Two new Mustang water rescue suits were purchased with the help of Van Pool Transportation completing the change to Mustang suits. The Stearns survival suits previously used had gone beyond their life expectancy. Assorted hand tools needed replacing during the course of the year due to the volume of fires in 2015.

Assessing equipment needs for the future, it is imperative that we bring our inventory of hydraulic rescue tools (Jaws of Life) into compliance with NFPA 1936. Since the 2004-2006-time frame, vehicles have been manufactured using high strength steels and composite alloys that

the older equipment in our inventory are not engineered to defeat. The first Jaws of Life spreader purchased by the department in the mid-1970s is still in service on Tower Ladder 2. The average age of equipment is twenty years old. NFPA 1936 compliant equipment is engineered to safely, effectively, and efficiently extricate victims. The ultimate goal is faster extrication so patients can be transported to the hospital or trauma center sooner.

The department needs to begin to replace the 4" supply hose on Engines 1 and 2. The hose on both engines can then be placed on the hose rack as spares. The inventory of plastic 4" hose that has reached its life expectancy can be phased out.

Respectively submitted,

Captain Brian D. Murchie

Annual Report  
Fitchburg Fire  
Department (cont)

# SCUBA RESCUE TEAM

## LIEUTENANT JOHN GILMARTIN

## FIREFIGHTER PATRICK ROY



Photo by Rick Jollimore

The running of the Firefighter Verne E. Roy  
Memorial Road Race on October 24, 2015

## SCUBA RESCUE TEAM

The Fitchburg Fire Department Dive Team is part of a Regional Team consisting of Fitchburg, Lunenburg, Leominster and Sterling Fire Departments. All members of the Regional Team receive/maintain certifications from the National Certification of "Dive Rescue International". Equipment is outfitted so that all gear and tools are compatible between departments. Divers are recalled by pagers in all four departments and are dispatched as a single response team. All training and drills are done together and each community has its own dive team apparatus for local or regional response.

This year was again a very busy year for the Fitchburg Fire Department Dive Team. We continued to train with our new equipment and were allowed to use the Overlook Reservoir with permission from the Fitchburg Water Department to train with our new 14 ft. zodiac boat. This training allows the Fitchburg Fire Department to deploy divers in a boat based operation quicker and much more efficient than ever before. All (8) divers attended this training which allowed them to become more familiar with their new dive gear and the new boat. Our tenders have also received much needed new equipment including life vest, head lamps, gloves, and eye protection which allows our tenders to assist our divers getting in and out of the water and under the safest conditions possible.

The Fitchburg Fire Department Special Operations Team continues its endeavor to deliver the best possible service to the citizens of Fitchburg in both Dive Rescue and Tech Rescue. This past year has been very busy for our dive team as we continue to hold multiple dive training classes and training sessions. The FFD Dive Team has purchased new equipment and this has allowed us to be more efficient and safe during our operations.

The Dive Team in 2015 was activated approximately (4) times both in Fitchburg and to our surrounding communities as part of the regional dive team. Our goals for the upcoming year include getting an ice divers course through dive rescue international and continue to train. The Fitchburg Fire Department Dive Team is among one of the most trained teams in the area and each year we continue to meet our endeavor of continuing with that tradition through training and upgrading our equipment.

Respectfully submitted,

P.J. Roy,  
Dive Master, Group 4 / Engine 4

\*\* Dive Team members: LT. Jack Gilmartin and LT. Chad Courtemanche  
PVT's: Roger Ortiz, Dean Osgood, Kristy Pappas, Kris Klein, and Timothy O'Kane

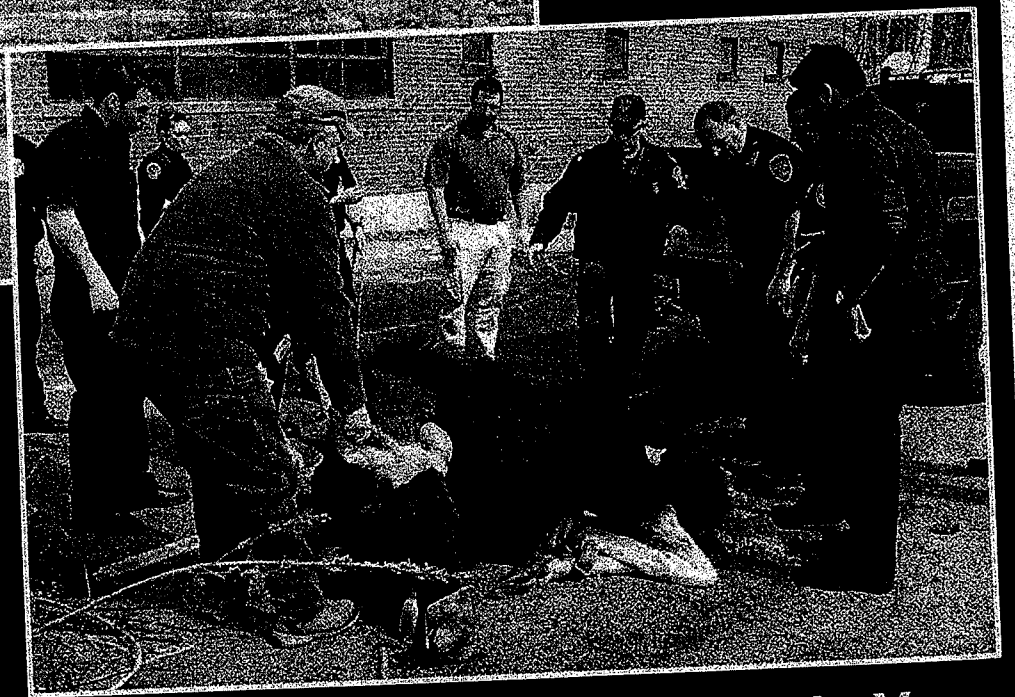
\*\* Dive Tenders: LT. Mike Gelinas, PVT's: Timothy O'Kane, P.J. Roy, Sean Roy, Patrick Haverty, Andy Roy, and Mike Pawlak

# TECH RESCUE TEAM

## LIEUTENANT JOHN GILMARTIN



Photos by  
Rick Jollimore



Firefighters prepare to help load a moose into a truck after the Mass Environmental Police tranquilized the animal. The moose had wandered in the upper common area on April 14, 2015

The moose was relocated to the Leominster State Forest.

## TECHNICAL RESCUE TEAM

The Fitchburg Fire Department Technical Rescue Team is part of the Special Operations Division along with the Dive Rescue Team. Currently the Technical Rescue Team consists of 15 Fitchburg Fire Department members who are trained through the Massachusetts Firefighting Academy Technical Rescue Training Division, and are taught using the NFPA's most current standards (1006, 1670, and 1983). This training along with a Homeland Security grant for equipment that was received in 2014, allows for the delivery of specialized Rescue techniques that were previously unavailable within the area.

2015 was a productive year for the team. The Massachusetts Department of Fire Services recognized the need for Technical Rescue teams throughout the State, and recommends the establishment of regional teams. The Fitchburg Fire Department Tech Rescue members are part of the Massachusetts Fire District 8 Technical Rescue Team along with members from Leominster, Lunenburg, Sterling, Barre, Clinton, Holden, Gardner, Ayer, and Devens Fire Departments. Regional training began this past year with all of these communities that involved multiple scenario based drills involving Confined Space Rescue, Trench Rescue, High angle Rope Rescue and Low Slope Evacuation Drills. This interoperability is essential due to all of these Rescue Disciplines being very manpower intensive, and allow multiple Departments to work together seamlessly while maintaining Incident Command procedures.

We were also fortunate to have received an Assistance to Firefighters Grant for \$450,000. This Grant, written by Fitchburg Fire Department Tech Rescue Team members, will allow the Department to purchase a Heavy Rescue truck to be used by the Technical Rescue and Dive Teams. This Custom designed Specialty Vehicle will allow the ability to carry all the various tools, as well as suppression and extrication equipment and will be delivered this spring.

The goals for 2016, are to maintain monthly training requirements for all current members to ensure the highest level of competency within each discipline. In addition, we will continue to pursue funding through Homeland Security Grants for much needed training in Structural Collapse Rescue and additional equipment for Structural Collapse and Swift Water Rescue. This commitment to training and updated equipment will provide the necessary resources needed to better protect the residents of Fitchburg and surrounding communities.

Respectfully submitted,

Lieutenant Jack Gilmartin  
Special Operations Coordinator



Annual Report  
Fitchburg Fire  
Department (cont)

# S.C.B.A.

## DEPUTY CHIEF GREGG NORMANDIN



Photo by Scott LaPrade

A fire at 348 Cathy Street on  
August 24, 2015

## **S.C.B.A.**

The Fitchburg Fire Department inventory of Self-Contained Breathing Apparatus consists of:

- (35) 4500 psi. Scott 50, 45 Minute S.C.B.A. with Mask Mounted Regulator, Heads up Display, Universal Air Connection, Emergency Breathing Support System and Integrated P.A.S.S.
- (1) 4500 psi. "H" type cylinder mounted to Tower Ladder 2, which enables the Firefighters working in the Tower Bucket to tie their S.C.B.A. facepieces into the (2) outlets mounted inside the bucket.
- (69) 4500 psi. 45 Minute air cylinders used for firefighting operations.
- (2) 4500 psi. 1 hour cylinder in a R.I.T. kit to assist downed Firefighters trapped in a building.
- (4) 4500 psi. 1 hour air cylinders used for Haz-mat operations.
- (4) 4500 psi. Scott 50, 60 Minute S.C.B.A. with Mask Mounted Regulator, Heads up Display, Universal Air Connection, Emergency Breathing Support System and Integrated P.A.S.S. to be used for Haz-Mat Operations.
- (4) 4500 psi. Scott 4.5, 30 Minute S.C.B.A. with Mask Mounted Regulator, donated by the Gardner MA Fire Dept. to be used as spare units as necessary.

The face pieces used with these S.C.B.A.'s are the ultra-view type, which enable the user to have a wider field of vision when working in a life-threatening environment.

Thirty one Scott 50 S.C.B.A. were purchased within the 2005 calendar year to replace the MSA units that the Dept. previously used for several years. An additional six Scott 50 S.C.B.A. were purchased in 2008 to replace the remaining MSA units.

Two Scott 50 S.C.B.A. were purchased in 2011 to replace the MSA units that were on the Special Operations Truck. Those, along with two S.C.B.A. re-assigned from other non-firefighting units now make up the four S.C.B.A. used for Haz-Mat Incidents.

Four 4500 psi. 1 Hour Cylinders were purchased in February of 2012 to replace the 45 minute cylinders in the S.C.B.A. used for Haz-Mat Operations.

Our current S.C.B.A. compressor/cascade system was upgraded in July 2007 with four 5200 psi. Cylinder's, adding to the current four 5200 psi. cylinder's, greatly increasing our storage capacity, allowing our current larger capacity cylinders to be re-filled without running low on air before they are filled.



Annual Report  
Fitchburg Fire  
Department (cont)

This compressor/cascade system was purchased in 1993 to replace our antiquated 2500 psi. system, as we upgraded to 3000 psi. and then 4500 psi. cylinders. The compressor has malfunctioned several times over the years and is in need of replacement by a 6000 psi. system to be able to keep up with the demand of our current S.C.B.A. and any future S.C.B.A. that we purchase. A Federal Grant request has been submitted to replace this aging compressor and has since been refused.

On January 12<sup>th</sup>-15<sup>th</sup> 2015, the members of the Fitchburg Fire Dept. conducted annual re-training on S.C.B.A. and P.A.S.S. as per N.F.P.A. 1404, Fire Service Respiratory Training, N.F.P.A. 1982, Personal Alert Safety Systems, and N.F.P.A. 1852, Selection, Care, and Maintenance of Open Circuit Self-Contained Breathing Apparatus, as well as RIT Kit use and operation.

On June 9, 2015, all SCBA were flow tested and ½ of all SCBA Cylinders were hydrostatically tested by Industrial Protection Services. All SCBA & Cylinders passed all testing; however, some components needed replacement due to ordinary wear and use.

Our goal for the coming years is to increase the number of spare S.C.B.A. cylinders, to replace the aging SCBA Compressor, and to purchase voice amplifiers for each Facepiece thus increasing overall safety for all members.

Respectfully submitted,

Captain Gregg Normandin  
S.C.B.A. Officer

# S.A.F.E. PROGRAM LIEUTENANT PHIL JORDAN



Photo by Rick Jollimore

A photo of Central Fire  
Headquarters taken from a  
Massachusetts State Police helicopter

## SAFE PROGRAM

This year as in years past, our goal for the SAFE program was to target the *first grade* age group. We taught about all aspects of "Fire Safety" as well as the dangers of smoking. With cooperation from our public and private school system we were able to fulfill our goal. Our lesson plan was multi-cultural and entertaining as well as touching on their musical senses. We entered 6 schools and 19 individual classrooms with question and lecture about *safety in the home* using the "Tools @ Toys" technique. We showed the video "Be Cool about Fire Safety" which had great safety slogans that the kids remembered like: "Don't Hide-Go Outside", "Fall and Crawl", and the classic "Stop-Drop-and Roll" to name a few.

We then reviewed by question and answer to evaluate and reaffirm what the class learned. Dressing in full turnout, with face piece is always done to instill a security image, instead of fear, when viewing a firefighter in action. To lighten the fear to students, we picked a class helper to dress in our authentic *child size* turnout gear (complete with SCBA). Upon completion, we walked around the room and had everyone give us a "five" slap to show that they were not afraid. We strengthened the bond between firefighter and teacher by explaining the fact that learning continues after we leave the classroom. We explain that the teacher is our friend and a resource for all safety questions that may arise.

Our 2<sup>nd</sup> phase of training was about 2 months later using the SAFE trailer. We brought the trailer to 6 schools to educate 19 classrooms with Safety demonstrations. This was more evaluative in what the students saw and how they reacted to: 911, matches and lighters, careless disposal (flaming trash barrel), candle safety, electrical cords, electricity around water, toaster and iron safety, microwaves and metal, oven and cooking hazards, and dangers of smoking. We topped the program off by having a student demonstrate the life saving techniques we learned in the classroom of "Stop, Drop, Roll". After discussion we actually escaped a smoke filled room. Added scent to the smoke makes it smell like a real burning fire. Teaching with the trailer is more like a Disney attraction with all the new props and improvements.

The children we evaluated were brilliant. Minor confusion between Stop, Drop & Roll and Fall and Crawl so we added a student helper (Stop, Drop, Roll) demonstration in the SAFE Trailer. Both the students, and teachers seemed more intent to learn about the EXIT signs (In public places) and the small arrow markings on the side. Teacher evaluations were all positive with no negative remarks and few suggestions.

We totaled 19 individual classroom teachings of around 452 kids. We followed this up with 19 SAFE trailer classes with the same children. We also assisted with 10 additional Safety presentations in 6 schools in cooperation with the Fire Phil Program which is a private fire education program local to Fitchburg.

We performed satisfactory in (8) public events between SAFE / Senior SAFE: (3) community events using trailer, and (4) with fire apparatus, and (1) Autism Health Fair. New partnerships formed with DiGeronimo Group, K-Mart, Autism Awareness group, as well as past partnerships with Fitchburg Airport commission and Commerce Bank as well as neighboring fire departments in need of help.

*City of Fitchburg,*.....April 5, 2016

Annual Report  
Fitchburg Fire  
Department (cont)

Fitchburg Fire donates a lot of time in repair and props to make this trailer a better teaching tool. Through help from the Chiefs association and the Safe Trailer maintenance Grant we will continue to keep the trailer updated and modern. The Chiefs association has been supportive to our district program and WE THANK THEM!

The Chief, all instructors, teachers and kids, made this an incredibly rewarding year.

Thank you to all who made 15 a SAFE year!

Respectfully submitted,

Lt. Phil Jordan  
SAFE Program Coordinator

**Senior SAFE Activity Report****Department:** Fitchburg Fire Department / Senior Safety**Partnering Agency/Agencies:**

- Fitchburg Senior Center
- (3) Elderly High rise facilities
- Community events (5)

**Number of Fire and Life Safety Presentations:** (8)**Key Fire/Fall Behaviors Taught:**

- Dangers and uses of tobacco products
- Matches/ Lighter/ Candle safety
- Electrical safety/ discussions-demo of 9volt battery arcs (Trash chute fires) Local
- Smoke & CO detectors / Local- Protection in place guidelines
- Telephone/ 911/ Life alert
- Exits: How to exit from their own facility/ Disabilities/ Buddy systems
- Preparedness: Back up battery for phone, LED battery lights, Medications handy
- Space heaters: Dangers and use of
- Cooking: We targeted (Grease) fires / Unattended cooking / Safe Practices
- Fire Extinguishers: Locations of / How to choose & How to use

**Curriculum Used:** Learn not to Burn / Our own individual (*local fire*) circumstances**Number of Seniors Estimated:** 200**Number of Home Visits:** 3**Number of Smoke Alarms Installed:** N/A**Number of CO Alarms Installed:** N/A**Number and Types of Other Safety Devices Installed:** No Installations**Other Activities:**

- Senior/ Family Community Safety events at (5) various locations
- Each teaching event (in the home) was preceded by a technical Fire Safety walk through from our instructors to find problems and issues with the Senior Citizens own living conditions. Discussions and Safety Lectures were guided to their own individual circumstances. We pointed out multiple exits and fire escape procedures. Explained about self-closing doors and shared Fire extinguishers.

Reading Waived. Report placed on file in the City Clerk's Office.

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REPORTS OF COMMITTEES

**APPOINTMENTS COMMITTEE**

Oral Report of meeting to be held on April 5, 2016:

The Appointments Committee recommended the following Appointments be confirmed:

**New Appointments:**

**Historical Commission**

Ms. Ellen DiGeronimo, 197 Bridle Cross Rd., Fitchburg, MA 01420  
(For a term to expire on February 1, 2019)

**Trustee of Public Burial Grounds**

Ms. Judith Perla, 236 Walton St., Fitchburg, MA 01420  
(For a term to expire on January 1, 2019)

**Zoning Board of Appeals**

Atty. Anna R. Phillips, 559 Pearl Hill Rd., Fitchburg, MA 01420  
(For a term to expire January 1, 2021)

**Re-Appointment:**

**Disability Commission**

Ms. Mary Ann Guichard, 245 River St., Fitchburg, MA 01420  
(For a term to expire on February 1, 2019)

Report accepted. Appointments confirmed by unanimous vote. 10 members present. Board consists of 11 members.

**Anna M. Farrell, City Clerk**

231-15. Councillor Angelo Bisol, to change the hours of voting from 8AM to 8PM to 7AM to 8PM.



**CITY OF FITCHBURG  
OFFICE OF THE CITY CLERK**

166 Boulder Drive  
Fitchburg MA 01420

16 MAR 11

Anna M. Farrell, City Clerk  
(978) 829-1820  
www.fitchburgma.gov

March 11 2016

The Honorable City Council  
City of Fitchburg

Dear Councillors:

I am in receipt of the following petition:

231-2015. Councillor Angelo Bisol, to change the hours of voting from 8AM to 8PM to 7AM to 8PM.

As you know all State Elections and Primaries already have polling hours of 7AM to 8PM. This petition pertains, therefore, to municipal elections and preliminaries. I have spoken to the Secretary of the Commonwealth Elections Division and confirmed that the requested change to the polling hours for municipal elections needs only a vote by the City Council and sign off from the Mayor.

From my perspective as City Clerk I believe the change is a good one - it provides consistency from one election to the next and provides voters who may work out of town with an additional hour in the morning to vote.

I recommend that the petition be granted and a Council Order be prepared to finalize the change to be effective at the next municipal election or preliminary.

Very truly yours,

Anna M. Farrell  
City Clerk

Report read and accepted. Petition granted by unanimous vote. 10 members present. Board consists of 11 members.

Reports of  
Committees

Appointments  
Committee

City Clerk

Reports of  
Committees

## Finance Committee

Finance Committee

The Finance Committee recommended the following Order be Adopted:

33-2016. ORDERED: That the City of Fitchburg approves the expenditure of funds from the MA Executive Office of Public Safety for the FY16 Fire SAFE Trailer Grant in the approximate amount of \$1,800.

Report read and accepted. Order adopted by unanimous vote. 10 members present. Board consists of 11 members.  
Order signed by the Mayor April 6, 2016.

-----  
The Finance Committee recommended the following Order be Adopted:

34-2016. ORDERED: That there be and hereby is appropriated the sum of \$65,000 to Fire Capital-Departmental Equipment and charged against Available Funds.

Report read and accepted. Order adopted by vote of 9 in favor and 1 opposed (Beauchemin). 10 members present. Board consists of 11 members.  
Order signed by the Mayor April 6, 2016.

-----  
The Finance Committee recommended the following Orders be adopted:

041-16. ORDERED: That the City of Fitchburg hereby approves the expenditure of funds from the Federal Emergency Management Agency (FEMA) as administered through the Massachusetts Emergency Management Agency (MEMA), for the FY16 Fire Emergency Performance Grant, in the approximate amount of \$14,600, for the purposes of said grant.

35-2016. ORDERED: That the City of Fitchburg approves the expenditure of funds from the MA Executive Office of Public Safety and Security, for the FY16 Shannon Community Safety Initiative Grant in the approximate amount of \$169,274.72.

36-2016. ORDERED: That there be and hereby is transferred the sum of \$6,000 to Health Expenses from Health Personal Services.

042-16. ORDERED: That the City of Fitchburg hereby approves the expenditure of funds from the Massachusetts Department of Environmental Protection (Mass DEP), for the FY16 Health Sustainable Materials Grant, in the approximate amount of \$19,000, for the purposes of said grant.

Report read and accepted. Orders adopted by unanimous vote. 10 members present. Board consists of 11 members.  
Orders signed by the Mayor April 6, 2016.

Reports of  
Committees

Finance Committee  
(cont)

The Finance Committee recommended the following Orders be amended to state April 5, 2016 for both the dates for the open meeting and Statement of Interest Form and be adopted as Amended:

043-16. ORDER: MSBA Votes 3-7-16

1. Resolved: Having convened in an open meeting on April 3, 2016 prior to the closing date, the City Council of the City of Fitchburg, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form as the districts Priority School Application dated April 4, 2016 for the Crocker Elementary School located at 200 Bigelow Road, Fitchburg MA which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority as a Priority 7- Replacement of or addition to obsolete buildings in order to provide for a full range of programs consistent with state and approved local requirements. Based on a strategic facilities use plan recently completed by an architectural firm, the buildings' functionality, and the overall current district portfolio of facilities and enrollment trends, and further subject to a more comprehensive feasibility analysis to review site construction and operating costs to best ensure long term sustainability; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City of Fitchburg or its school district to filing an application for funding with the Massachusetts School Building Authority.

044-16. ORDER:

2. Resolved: Having convened in an open meeting on April 3, 2016 prior to the closing date, the City Council of the City of Fitchburg, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated April 4, 2016 for the South Street Elementary School located at 376 South Street, Fitchburg MA which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future as a Priority 7- Replacement of or addition to obsolete buildings in order to provide for a full range of programs consistent with state and approved local requirements. Based on a strategic facilities use plan recently completed by an architectural firm, the buildings' functionality, and the overall current district portfolio of facilities and enrollment trends, and further subject to a more comprehensive feasibility analysis to review site construction and operating costs to best ensure long term sustainability; and hereby further specifically



Reports of  
CommitteesFinance Committee  
(cont)

acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City of Fitchburg or its school district to filing an application for funding with the Massachusetts School Building Authority.

045-16.

## ORDER:

.3 Resolved: Having convened in an open meeting on April 3, 2016 prior to the closing date, the City Council of the City of Fitchburg, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated April 4, 2016 for the Goodrich Academy Building located at 111 Goodrich Street which describes and explains the following deficiencies and the priority category(s) for which Fitchburg may be invited to apply to the Massachusetts School Building Authority in the future a Priority 3 application to upgrade the electrical infrastructure and make the facility compliant with American Disabilities Act; and hereby further specifically acknowledges that by submitting this Statement of Interest, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City of Fitchburg or its School District to filing an application for funding with the Massachusetts School Building Authority.

Report read and accepted. Orders amended to state April 5, 2016 for both the dates for the open meeting and Statement of Interest Form and adopted as Amended by unanimous vote. 10 members present. Board consists of 11 members. Orders signed by the Mayor April 6, 2016.

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City of Fitchburg, April 5, 2016

**Planning Board**

The Planning Board recommended the following Petition be Granted:

- 29-2016. Vincent Pusateri, II, Esq, as an individual owning land to be affected by change or adoption MGL c. 40A sec. 5, to amend Chapter 181.92 of the Code of the City of Fitchburg (Zoning) entitled "Board of Appeals" by striking the words, "At least one (1) member shall be a member of the Bar".



**CITY OF FITCHBURG  
PLANNING BOARD**  
301 BROAD STREET  
FITCHBURG, MASSACHUSETTS 01420

(978) 829-1891  
PHONE

(978) 345-9687  
FAX

**MEMO**

**DATE:** March 16, 2016

**TO:** City Council  
City Clerk

**FROM:** Michael O'Hara, Principal Planner *M O'Hara*

**SUBJECT:** Petition #29-2016  
To Amend Section 181.921 by striking the words:  
"At least one member shall be a member of the bar"

15 MAR 16 14 50  
FITCHBURG CITY CLERK

At its March 15, 2016 meeting the Fitchburg Planning Board voted 5-0 to recommend in favor of this petition.

Report accepted. 10 members present. Board consists of 11 members.

Reports of  
Committees

Public Safety  
Committee

**Public Safety Committee**  
**Meeting of March 29, 2016**

The Public Safety Committee recommended the following Petition be Granted:

- 25-16. Michael A. Ward, 15 Stetson St. Leominster to refer to the Public Safety Committee the following:
1. At times, dogs are subjected to unnecessarily cruel treatment;
  2. The system to locate the owners of lost dogs or to locate adoptable homes for stray dogs;
  3. To examine and determine why a multitude of dogs (double figure) have disappeared while under the supervision of the animal control officer.

Report read and accepted. Petition granted by unanimous vote. 10 members present. Board consists of 11 members.

The Public Safety Committee recommended the following Petition be held in Committee:

- 39-16. Class II Car Dealer petition of Carlos Bismark Terrero dba Millennium Motors, 34 Bemis Road.

THE COMMONWEALTH OF MASSACHUSETTS

OF

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE  
OR ASSEMBLE SECOND HAND MOTOR VEHICLES  
OR PARTS THEREOF

FITCHBURG CITY CLERK

APR 18 11 02

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a.....  
class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with  
the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? *Millennium Motors*

Business address of concern. No. *34 Bemis Rd.* St.,  
*Fitchburg, MA 01420* City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? *Individual*

3. If an individual, state full name and residential address.  
*Carlos Bismark Terrero*  
*85 Canton St, Fitchburg, MA 01420*

4. If a co-partnership, state full names and residential addresses of the persons composing it.  
*N/A*

5. If an association or a corporation, state full names and residential addresses of the principal officers.  
President *N/A*  
Secretary *N/A*  
Treasurer *N/A*

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? *Yes*

If so, is your principal business the sale of new motor vehicles? *No*

Is your principal business the buying and selling of second hand motor vehicles? *Yes*

Is your principal business that of a motor vehicle junk dealer? *No*

City of Fitchburg, April 5, 2016

Reports of  
Committees

Public Safety  
Committee (cont)

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

Please see attached.

8. Are you a recognized agent of a motor vehicle manufacturer? *No* (Yes or No)

If so, state name of manufacturer

9. Have you a signed contract as required by Section 58, Class 1? *No* (Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? *No* (Yes or No)

If so, in what city — town *N/A*

Did you receive a license? *N/A* (Yes or No)

For what year? *N/A*

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? *No* (Yes or No)

Sign your name in full. (Duly authorized to represent the concern herein mentioned)

Residence. *85 Canton St. Fitchburg, MA 01420*

#### IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH  
FULL INFORMATION, AND FALSE STATEMENTS  
HEREIN MAY RESULT IN THE REJECTION OF  
YOUR APPLICATION OR THE SUBSEQUENT  
REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

Reports of  
Committees

Public Safety  
Committee (cont)

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application after investigation .....  
(Approved or Disapproved)

License No. .... granted ..... 19 .... Fee \$ ..... 7 ....

Signed.....  
.....  
.....  
.....  
.....  
.....

CHAPTER 140 OF THE GENERAL LAWS, TER. ED., WITH AMENDMENTS THERETO (EXTRACT)

SECTION 57. No person, except one whose principal business is the manufacture and sale of new motor vehicles but who incidentally acquires and sells second hand vehicles, or a person whose principal business is financing the purchase of or insuring motor vehicles but who incidentally acquires and sells second hand vehicles, shall engage in the business of buying, selling, exchanging or assembling second hand motor vehicles or parts thereof without securing a license as provided in section fifty-nine. This section shall apply to any person engaged in the business of conducting auctions for the sale of motor vehicles.

SECTION 58. Licenses granted under the following section shall be classified as follows:

Class 1. Any person who is a recognized agent of a motor vehicle manufacturer or a seller of motor vehicles made by such manufacturer whose authority to sell the same is created by a written contract with such manufacturer or with some person authorized in writing by such manufacturer to enter into such contract, and whose principal business is the sale of new motor vehicles, the purchase and sale of second hand motor vehicles being incidental or secondary thereto, may be granted an agent's or a seller's license; provided, that with respect to second hand motor vehicles purchased for the purpose of sale or exchange and not taken in trade for new motor vehicles, such dealer shall be subject to all provisions of this chapter and of rules and regulations made in accordance therewith applicable to holders of licenses of class 2.

Class 2. Any person whose principal business is the buying or selling of second hand motor vehicles may be granted a used car dealer's license.

Class 3. Any person whose principal business is the buying of second hand motor vehicles for the purpose of remodeling, taking apart or rebuilding the same, or the buying or selling of parts of second hand motor vehicles or tires, or the assembling of second hand motor vehicle parts, may be granted a motor vehicle junk license.

SECTION 59. The police commissioner in Boston and the licensing authorities in other cities and towns may grant licenses under this section which shall expire on January first following the date of issue unless sooner revoked. The fees for the licenses shall be fixed by the licensing board or officer, but in no case shall exceed \$100. dollars. Application for license shall be made in such form as shall be approved by the registrar of motor vehicles, in sections fifty-nine to sixty-six, inclusive, called the registrar, and if the applicant has not held a license in the year prior to such application, such application shall be made in duplicate, which duplicate shall be filed with the registrar. No such license shall be granted unless the licensing board or officer is satisfied from an investigation of the facts stated in the application and any other information which they may require of the applicant, that he is a proper person to engage in the business specified in section fifty-eight in the classifications for which he has applied, that said business is or will be his principal business, and that he has available a place of business suitable for the purpose. The license shall specify all the premises to be occupied by the licensee for the purpose of carrying on the licensed business. Permits for a change of situation of the licensed premises or for addition thereto may be granted at any time by the licensing board or officer in writing, a copy of which shall be attached to the license. Cities and towns by ordinance or by-law may regulate the situation of the premises of licensees within class 3 as defined in section fifty-eight, and all licenses and permits issued hereunder to persons within said class 3 shall be subject to the provisions of ordinances and by-laws which are hereby authorized to be made. No license or permit shall be issued hereunder to a person within said class 3 until after a hearing, of which seven days' notice shall have been given to the owners of property abutting on the premises where such license or permit is proposed to be exercised. All licenses granted under this section shall be revoked by the licensing board or officer if it appears, after hearing, that the licensee is not complying with sections fifty-seven to sixty-nine, inclusive, or the rules and regulations made thereunder; and no new license shall be granted to such person thereafter, nor to any person for use on the same premises, without the approval of the registrar. The hearing may be dispensed with if the registrar notifies the licensing board or officer that a licensee is not so complying. Any person aggrieved by any action of the licensing board or officer refusing to grant, or revoking a license for any cause may, within ten days after such action, appeal therefrom to any justice of the superior court in the county in which the premises sought to be occupied under the license or permit applied for are located. The justice shall, after such notice to the parties as he deems reasonable, give a summary hearing on such appeal, and shall have jurisdiction in equity to review all questions of fact or law and may affirm or reverse the decision of the board or officer and may make any appropriate decree. The decision of the justice shall be final.

Reports of  
Committees

Public Safety  
Committee (cont)

APPLICATION FOR A LICENSE TO BUY, SELL,  
EXCHANGE OR ASSEMBLE SECOND HAND  
MOTOR VEHICLES OR PARTS THEREOF.

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application No. ....

Class ..... License No. ....

Name .....

St. and No. ....

City — Town .....

Date Issued .....

Remarks .....

Reports of  
Committees

Public Safety  
Committee (cont)



**Fitchburg, Massachusetts**  
Office of the  
Building Commissioner

**ROBERT LANCIANI**  
Building Commissioner

**JOHN J. MORAN SR.**  
Local Building Inspector

**KYLE RIDLEY**  
Inspector of Wires

**WAYNE LITTLE**  
Plumbing/Gas Inspector

November 12, 2015

Millenium Motors  
Carlos B. Terrero  
85 Canton Street  
Fitchburg, MA 01420

RE: Zoning Determination for property at 34 Bemis Rd, Map 141 Block 4 Lot 0

Dear Mr. Terrero:

I have reviewed your letter of October 16, 2015, regarding a zoning determination for 34 Bemis Rd, Map 141 Block 4 Lot 0 and my findings are as follows:

1. Land and buildings at 34 Bemis Rd, Map 141 Block 4 Lot 0, are located in an Industrial District (Zoning Map of the City of Fitchburg and Chapter 181, Section 181.23 of the General Ordinances of Fitchburg as amended).
2. It is your intent to use the property for auto sales, a use not allowed in an Industrial District under Table 181.313 C 11 of the Fitchburg Zoning Ordinance.

Therefore your request is denied. You may however appeal our denial to the Board of Zoning Appeals. Applications for a Variance are available at the City Clerk's office at City Hall. If you have any questions regarding this letter, please feel free to write or call this office.

Additionally you will need to approach the Planning Board for a Site Plan review. Applications for the Planning Board are also available from the City Clerk's office.

If you have any questions regarding this zoning determination, please feel free to write or call this office.

Very truly yours,

A handwritten signature in black ink, appearing to read "Robert Lanciani", written over the typed name.

Robert Lanciani  
Building Commissioner

City Hall, 166 Boulder Drive, Fitchburg, MA 01420 (978) 829-1880 Fax (978) 829-1963

Report read and accepted. Petition held in Committee by  
unanimous vote. 10 members present. Board consists of 11  
members.

Reports of  
Committees

Public Safety  
Committee (cont)

The Public Safety Committee recommended the following Petition be given leave to withdraw:

- 243-15. Councillor Michael Kushmerek, to install a streetlight on pole #392-1 located on Mattson Street.

Report read and accepted. Petition given leave to withdraw by unanimous vote. 10 members present. Board consists of 11 members.

-----  
The Public Safety Committee recommended the following Petition be referred to the Public Works Committee:

- 242-15. Councillor Paul Beauchemin, to put a gate at the end of Shattuck St. because of illegal activities and dumping near the quarries. People on the street are complaining.

Report read and accepted. Petition referred to the Public Works Committee by unanimous vote. 10 members present. Board consists of 11 members.

-----  
The Public Safety Committee recommended the following Petition be given leave to withdraw:

- 208-15. Councillor Marcus DiNatale and Michael Hurley, to review the feasibility of and if warranted install streetlights along the curb where John Fitch Highway and Pearl Hill Rd. intersect and along the right side of Pearl Hill Rd. going up to the entrance to the FSU athletic field entrance.

Report read and accepted. Petition given leave to withdraw by unanimous vote. 10 members present. Board consists of 11 members.

-----  
The Public Safety Committee recommended the following Petition be referred to the Public Works Committee:

- 181-15. Councillor Michael Kushmerek, to increase the height of a city-owned fence on Blossom Street between the intersections of Elm and Mechanic Streets.

Report read and accepted. Petition referred to the Public Works Committee by unanimous vote. 10 members present. Board consists of 11 members.

-----  
The Public Safety Committee recommended the following Petition be held in Committee:

- 180-15. Councillor Michael Kushmerek, to install a traffic mirror on Pearl Street, opposite its intersection with Longwood Avenue.

Report read and accepted. Petition held in Committee by unanimous vote. 10 members present. Board consists of 11 members.



Reports of  
CommitteesPublic Safety  
Committee (cont)

The Public Safety Committee recommended the following Petition be given leave to withdraw:

- 298-13. Councillor Marcus DiNatale and Lori Wiley, to erect a set of traffic lights at the intersection of Pearl Hill Road, North St., and John Fitch Highway.

Report read and accepted. Petition given leave to withdraw by unanimous vote. 10 members present. Board consists of 11 members.

## RECESSED HEARING

- 026-16. SPECIAL PERMIT PETITION: Zachary Fleckner, 226 Oak Hill Road, Fitchburg to renovate existing, non-conforming two family home located at 12 Park Street (Map 18 Block 93 Lot 0) that has been abandoned or not used for a period of more than two years.

Recessed Hearing  
#026-16

SPECIAL PERMIT APPLICATION  
FROM THE  
CITY OF FITCHBURG  
CITY COUNCIL

PERMIT FEE \$300.00

Instructions: Complete each section as required. Submit the original application to the Office of the City Clerk.

1. APPLICANT NAME: Zachary Fleckner

MAILING ADDRESS OF APPLICANT:

226 Oak Hill Road  
P.O. Box (if applicable) Street

Fitchburg 01420  
City Zip Code

TELEPHONE NUMBER OF APPLICANT: (508) 498-3775

2. ADDRESS AND DESCRIPTION OF PROPERTY FOR WHICH THE SPECIAL PERMIT IS BEING REQUESTED:

12 Park Street, Two Family house which  
To Renovate building to make proper two Family

Fitchburg Assessor's Map 0018 Block 0093 Lot 0

3. OWNER OF PROPERTY: Professional Performance LLC

MAILING ADDRESS OF OWNER: 122 Oak Hill rd  
Fitchburg MA 01420

4. CONTACT PERSON FOR PROPERTY: Zachary Fleckner

5. TELEPHONE NUMBER FOR CONTACT PERSON: (508) 498-3775

6. DESCRIBE WHAT YOU INTEND TO USE THE PROPERTY FOR:

2 Family Property

7. TOTAL SQUARE FOOTAGE OF PROPOSED USE: 2800 sq ft

8. TOTAL PARKING REQUIRED: 4

9. TOTAL PARKING PROVIDED: 4

10. MUNICIPAL SERVICES:

Please check as appropriate:

- |   |               |               |
|---|---------------|---------------|
| A. Project will tie in to City Sewer System     | <u>X</u>      | <u>      </u> |
|   | Yes           | No            |
| B. Project will tie in to City Water Service    | <u>X</u>      | <u>      </u> |
|   | Yes           | No            |
| C. Project will tie in to Storm Drainage System | <u>      </u> | <u>X</u>      |
|   | Yes           | No            |

11. Is this a Special Permit for a Nursing Home, Truck/Bus Terminal, Research & Testing, Publishing and Printing, Light Manufacturing or Manufacturing?

        
Yes

X  
No

12. If YES, a Plan prepared by a Registered Professional Land Surveyor or Regular Professional Engineer in accordance with Section 2 of the Rules and Regulations governing Special Permits must be attached.

Recessed Hearing  
#026-16 (cont)

14. SIGNATURE OF APPLICANT:

X [Signature]

PRINT NAME OF APPLICANT:

Zachary Fleckner

DATE:

12/01/15

Please note: This application will not be accepted unless ALL requirements stated in the letter of determination by the Building Commissioner have been met.

January 27, 2016  
DATE RECEIVED BY CITY CLERK

\$ 300.00  
APPLICATION FEE RECEIVED

City of Fitchburg,

April 5, 2016

Recessed Hearing  
#026-16 (cont)

02/08/2016 09:11  
791cbroo

CITY OF FITCHBURG, MA  
Real Estate Tax Statement

P 1  
txtaxstm

PARCEL: 0018-0093-0

LOCATION: 12 PARK ST

CURRENT OWNER:  
ZHAO, XI (TC)  
PROFESSIONAL PERFORMANCE LLC  
122 OAK HILL ROAD  
FITCHBURG MA 01420

CURRENT STATUS:  
SQ FT: 0  
LAND VALUATION: 23,900  
BUILDING VALUATION: 57,300  
EXEMPTIONS: 0  
TAXABLE VALUATION : 81,200

LEGAL DESCRIPTION:

DEED DATE: 09/12/2014 BOOK/PAGE: 8190-/215

INTEREST DATE: 02/08/2016

YEAR	TYPE	BILL INST CHARGE	BILLED	PRIN DUE	INT DUE	TOTAL DUE
2016	RE-R	13382				
1	REAL ESTAT		436.66	.00	.00	PAID
2	REAL ESTAT		436.66	.00	.00	PAID
3	REAL ESTAT		425.28	425.28	1.14	426.42
	SEWER FEE		25.00	25.00	.00	25.00
	SEWER LIEN		75.40	75.40	.20	75.60
	SWR INT		6.41	6.41	.02	6.43
	WTRL FEE		50.00	50.00	.00	50.00
	WATER LIEN		21.36	21.36	.06	21.42
	WTR INT		1.82	1.82	.00	1.82
			605.27	605.27	1.42	606.69
4	REAL ESTAT		425.28	425.28	.00	425.28
			1,903.87	1,030.55	1.42	1,031.97
GRAND TOTALS			1,903.87	1,030.55	1.42	1,031.97

Recessed Hearing  
#026-16 (cont)02/08/2016 09:10  
791cbrooCITY OF FITCHBURG, MA  
Real Estate Tax StatementP 1  
txtaxstm

PARCEL: 0016-0025-0

LOCATION: 26 WEST ST

CURRENT OWNER:  
PROFESSIONAL PERFORMANCE, LLC  
PMB 209, 499 ELECTRIC AVENUE  
FITCHBURG MA 01420

## CURRENT STATUS:

SQ FT: 0  
LAND VALUATION: 27,200  
BUILDING VALUATION: 129,600  
EXEMPTIONS: 0  
TAXABLE VALUATION: 156,800

## LEGAL DESCRIPTION:

DEED DATE: 11/08/2013 BOOK/PAGE: 8033-/338

INTEREST DATE: 02/08/2016

YEAR	TYPE	BILL INST CHARGE	BILLED	PRIN DUE	INT DUE	TOTAL DUE
2016	RE-R	10124				
	1	REAL ESTAT	865.90	865.90	62.77	928.67
	2	REAL ESTAT	865.89	865.89	32.55	898.44
	3	REAL ESTAT	798.54	798.54	2.14	800.68
	4	REAL ESTAT	798.53	798.53	.00	798.53
			3,328.86	3,328.86	97.46	3,426.32
2015	RE-R	12341				
	1	REAL ESTAT	843.52	749.43	29.89	779.32
	2	REAL ESTAT	843.52	843.52	33.65	877.17
	3	REAL ESTAT	840.87	840.87	33.54	874.41
	4	REAL ESTAT	840.86	840.86	33.54	874.40
		DEMAND FEE	15.00	15.00	.00	15.00
			855.86	855.86	33.54	889.40
			3,383.77	3,289.68	130.62	3,420.30
GRAND TOTALS			6,712.63	6,618.54	228.08	6,846.62

Recessed Hearing.  
#026-16 (cont)

02/08/2016 09:11 CITY OF FITCHBURG, MA  
791cbroo Real Estate Tax Statement

P 1  
txtaxstm

PARCEL: 0092-0018-0

LOCATION: 435 ROLLSTONE ST

CURRENT OWNER:  
PROFESSIONAL PERFORMANCE, LLC  
PMB 209, 499 ELECTRIC AVENUE  
FITCHBURG MA 01420

CURRENT STATUS:  
SQ FT: 0  
LAND VALUATION: 25,500  
BUILDING VALUATION: 99,200  
EXEMPTIONS: 0  
TAXABLE VALUATION : 124,700

LEGAL DESCRIPTION:

DEED DATE: 02/03/2014 BOOK/PAGE: 8075-/317

INTEREST DATE: 02/08/2016

YEAR	TYPE	BILL INST CHARGE	BILLED	PRIN DUE	INT DUE	TOTAL DUE
2016	RE-R	10125				
	1	REAL ESTAT	659.23	659.23	47.79	707.02
	2	REAL ESTAT	659.22	659.22	24.78	684.00
	3	REAL ESTAT	664.47	664.47	1.78	666.25
	4	REAL ESTAT	664.46	664.46	.00	664.46
			2,647.38	2,647.38	74.35	2,721.73
2015	RE-R	10851				
	1	REAL ESTAT	632.13	632.13	134.81	766.94
	2	REAL ESTAT	632.13	632.13	112.02	744.15
	3	REAL ESTAT	654.17	654.17	93.09	747.26
	4	REAL ESTAT	654.16	654.16	71.01	725.17
		DEMAND FEE	15.00	15.00	.00	15.00
			669.16	669.16	71.01	740.17
			2,587.59	2,587.59	410.93	2,998.52
GRAND TOTALS			5,234.97	5,234.97	485.28	5,720.25

Recessed Hearing  
#026-16 (cont)02/08/2016 09:11  
791cbrooCITY OF FITCHBURG, MA  
Real Estate Tax StatementP 1  
txtaxstr

PARCEL: 0063-0001-0

LOCATION: 122 OAK HILL RD

CURRENT OWNER:  
PROFESSIONAL PERFORMANCE, LLC  
MAYCO, LLC  
226 OAK HILL ROAD  
FITCHBURG MA 01420

## CURRENT STATUS:

SQ FT: 0  
LAND VALUATION: 70,000  
BUILDING VALUATION: 76,700  
EXEMPTIONS: 0  
TAXABLE VALUATION : 146,700

## LEGAL DESCRIPTION:

DEED DATE: 05/28/2014 BOOK/PAGE: 8129-/327

INTEREST DATE: 02/08/2016

YEAR	TYPE	BILL INST CHARGE	BILLED	PRIN DUE	INT DUE	TOTAL DUE
2016	RE-R	10122				
	1	COMMERCIAL	962.19	962.19	69.75	1,031.94
	2	COMMERCIAL	962.19	962.19	36.17	998.36
	3	COMMERCIAL	977.19	977.19	2.62	979.81
		SEWER FEE	25.00	25.00	.00	25.00
		SEWER LIEN	56.55	56.55	.15	56.70
		SWR INT	4.48	4.48	.01	4.49
		WTRL FEE	50.00	50.00	.00	50.00
		WATER LIEN	16.02	16.02	.04	16.06
		WTR INT	1.27	1.27	.00	1.27
			1,130.51	1,130.51	2.82	1,133.33
	4	COMMERCIAL	977.18	977.18	.00	977.18
			4,032.07	4,032.07	108.74	4,140.81
2015	RE-R	6703				
	1	COMMERCIAL	1,117.57	1,117.57	238.33	1,355.90
	2	COMMERCIAL	1,117.56	1,117.56	198.04	1,315.60
	3	COMMERCIAL	788.86	788.86	112.26	901.12
	4	COMMERCIAL	788.86	788.86	85.63	874.49
		DEMAND FEE	15.00	15.00	.00	15.00
			803.86	803.86	85.63	889.49
			3,827.85	3,827.85	634.26	4,462.11
		GRAND TOTALS	7,859.92	7,859.92	743.00	8,602.92

City of Fitchburg, April 5, 2016

Recessed Hearing  
#026-16 (cont)



**CITY OF FITCHBURG**  
**OFFICE OF THE CITY CLERK**

166 Boulder Drive  
Fitchburg MA 01420

16 FEB -8

10 Anna M. Farrell, City Clerk  
(978) 829-1820  
www.fitchburgma.gov

DATE: February 6, 2016

TO: Conservation Commission  
Community Development  
Treasurer (for tax clearance)  
Fire  
Health  
Police

Public Works Commissioner  
Water Deputy Commissioner  
Wastewater Deputy Commissioner  
Building Commissioner  
City Solicitor

FROM: Anna M. Farrell, City Clerk *Amf*

**Subject: Special Permit Application (See Attached) Petition # 26-2016**

As directed by the City Council, you are respectfully requested to provide a written report, recommendations or information which will be of assistance in processing the request for a Special Permit.

Special Permit Public Hearing to be held on: March 3, 2016, 2016

Kindly deliver said report to the City Clerk  
**no later than Friday, February 19, 2016**

For your convenience, you may use the following space to respond:

\_\_\_\_\_ Approved as submitted

\_\_\_\_\_ Approved with modifications (Please attach list of suggested modifications)

X \_\_\_\_\_ Disapproved (Please attach list reasons)

*Taxpayer is not tax compliant. See attached tax statements.*

Department Treasurer

by

*Ch. D. Zulo*  
(Signature)

Date:

2/8/2016



Recessed Hearing  
#026-16 (cont)



**CITY OF FITCHBURG  
OFFICE OF THE CITY CLERK**

166 Boulder Drive  
Fitchburg MA 01420

Anna M. Farrell, City Clerk  
(978) 829-1820  
www.fitchburgma.gov

DATE: February 6, 2016

TO: Conservation Commission  
Community Development  
Treasurer (for tax clearance)  
Fire  
Health  
Police

Public Works Commissioner  
Water Deputy Commissioner  
Wastewater Deputy Commissioner  
Building Commissioner  
City Solicitor

FROM: Anna M. Farrell, City Clerk *AMF*

*SPECIAL PERMIT  
12 Park St.*

**Subject: Special Permit Application (See Attached) Petition # 26-2016**

As directed by the City Council, you are respectfully requested to provide a written report, recommendations or information which will be of assistance in processing the request for a Special Permit.

Special Permit Public Hearing to be held on: March 3, 2016, 2016

Kindly deliver said report to the City Clerk  
**no later than Friday, February 19, 2016**

For your convenience, you may use the following space to respond:

\_\_\_\_\_  
Approved as submitted

☒ Approved with modifications (Please attach list of suggested modifications) *SEE ATTACHED*

\_\_\_\_\_  
Disapproved (Please attach list reasons)

Department PLANNING BOARD

by

*Michael J. O'Hara*  
(Signature)

Date: February 25, 2016

16 FEB 25 11 25  
FITCHBURG CITY CLERK

*City of Fitchburg,* April 5, 2016

Recessed Hearing  
#026-16 (cont)



***Fitchburg, Massachusetts***  
*Office of the  
Building Commissioner*

**ROBERT LANCIANI**  
Building Commissioner

**JOHN J. MORAN SR.**  
Local Building Inspector

**KYLE RIDLEY**  
Inspector of Wires

**WAYNE LITTLE**  
Plumbing/Gas Inspector

November 23, 2015

Professional Performance  
122 Oak Hill Rd  
Fitchburg, MA 01420

RE: Building Permit for 12 Park St, Map 18 Block 93 Lot 0

Dear Sir,

I have reviewed your application for a building permit and my findings are as follows:

1. Land and building at 12 Park St, Map 18 Block 93 Lot 0 are located in a Residential RB District (Zoning Map of the City of Fitchburg and Chapter 181, Section 181.23 of the General Ordinances of Fitchburg as amended).
2. The existing house is a nonconforming building that has been abandoned or not used for a period of more than two years. The building has lost its protected status and is now subject to the provisions of the zoning ordinance, unless a special permit is issued pursuant to Section 181.3561. The required setbacks for RB are 30 front, 15 side, and 30 rear and use is limited to a single family house. **Applications for a Special Permit from the City Council are available at the City Clerk's office, 166 Boulder Drive.** Your application for a building permit is denied until you receive a Special Permit from the City Council.
- 3 All renovations done to the existing buildings will require plans and specifications to show that code compliance is met under the Massachusetts State Building Code eighth edition before a building permit can be issued.

If you have any questions regarding this zoning determination, please feel free to write or call this office.

Very truly yours,

A handwritten signature in black ink, appearing to read "Robert Lanciani", written over a horizontal line.

Robert Lanciani  
Building Commissioner

City Hall, 166 Boulder Drive, Fitchburg, MA 01420 (978) 829-1880 Fax (978) 829-1963

Recessed Hearing  
#026-16 (cont)



**CITY OF FITCHBURG  
PLANNING BOARD**

301 BROAD STREET  
FITCHBURG, MASSACHUSETTS 01420

(978) 829-1891  
PHONE

(978) 345-9687  
FAX

**MEMO**

**DATE:** February 25, 2016  
**TO:** City Council  
City Clerk  
**FROM:** Michael O'Hara, Principal Planner *M. O'Hara*  
**SUBJECT:** Petition #26-2016  
Special Permit  
To re-use as 2-family dwelling  
12 Park St.

At its February 16, 2016 meeting the Fitchburg Planning Board voted unanimously to recommend in favor of this application, subject to providing four parking spaces on site, submitting a plan to the City Council showing these parking spaces, and rehabilitation of the parking surface prior to occupancy.

Hearing resumed. Attorney Christine Simons and Mr. Zachary Fleckner were present. Attorney Simons stated that Professional Performance, LLC (Zachary Fleckner) and Xi Zhao own the property at 12 Park Street. She stated they are now tax compliant and that structurally sound and appropriate renovations are planned for the property. Councillors debated the merits of the project, commenting that the cost to educate several children living there outweighs the tax benefit; neighborhood is a congested area already; property is approximately 5000 sf vs current code requiring 10,000 sf for two family building; would prefer one family building to be more consistent with the neighborhood. Mr. Fleckner stated that he lives in the city and wants to do what is best for the city - if that means restoring the building back to a one-family he would be OK with that.

No one spoke in favor of the petition.

Speaking in opposition to the petition:

1. Mr. Ron Ekstrom, 8 Park Street. He is opposed to the property being restored to a two family property. He said there is no area for outside use by a family and that pets and children would be in the street.
2. Mr. David Simons, 9 Park Street. He is opposed to the property being restored to a two family property. He said there is no room on the property to support the activities of two families. He stated that it was always a single family but was illegally converted to a two family by a prior owner.

Hearing closed.

**DECISION**

Petition was approved and Special Permit was GRANTED by unanimous vote with the following conditions:

1. It must be restored to a single family use meeting all building codes as per the Building Inspector;
2. Building permit may not be issued until trash is removed from property.

10 members present. Board consists of 11 members.

Date of filing with the City Clerk: April 8, 2016

**HEARING**

29-2016. Vincent Pusateri, II, Esq, as an individual owning land to be affected by change or adoption MGL c. 40A sec. 5, to amend Chapter 181.92 of the Code of the City of Fitchburg (Zoning) entitled "Board of Appeals" by striking the words, "At least one (1) member shall be a member of the Bar".

**TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG**

FITCHBURG CITY CLERK

16 FEB 11 11 37

Ladies and Gentleman:

The undersigned petitions your Honorable Body:

To establish an order, ordinance or resolution striking from 181.92 Board of Appeals the words "At least one (1) member shall be a member of the Bar"

The action would leave the by-law as follows;

**181.92 BOARD OF APPEALS**

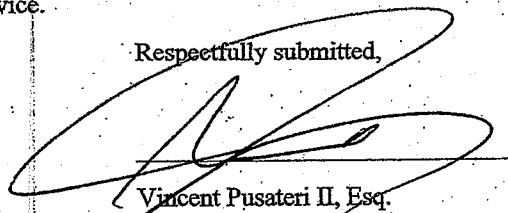
**181.921 Establishment.** The City of Fitchburg Board of Appeals is hereby designated as the Board of Appeals required by the Zoning Act of the Commonwealth of Massachusetts. The Board of Appeals shall consist of five (5) members with two (2) associate members, who shall all be residents of the City of Fitchburg. ~~At least one (1) member shall be a member of the Bar.~~ Each member shall be appointed by the Mayor, subject to confirmation by the City Council, for terms of five (5) years and the appointments shall be so arranged that the term of one (1) member shall expire each year. Vacancies, removals and other organizational matters shall be governed by G.L. c. 40A, s. 12.

For reason says, the City would benefit by attracting the most qualified candidates for the offices identified herein by decreasing the impact of their service to the City on employment opportunities.

For further reason says the by law has already been changed to by striking the requirement of appointing an architect and civil engineer.

For final reason says the citizenry is better educated and the board has access to the Law Department for opinions and advice.

Respectfully submitted,



Vincent Pusateri II, Esq.

An individual owning land to be affected by change or adoption M.G. L. c. 40A sec. 5

Hearing held. Attorney Vincent Pusateri, II was present and addressed the council. He stated that, typically, the zoning board of appeals solicits and receives legal counsel from both the City Solicitor and the Assistant City Solicitor making it un-necessary for an attorney to be a board member.

No one spoke in favor of or in opposition to the petition.

Hearing closed.

Petition granted by unanimous vote. 10 members present. Board consists of 11 member.

Petition referred to the City Solicitor for Ordinance Preparation.

Orders-CDBG Year 42

## ORDERS - CDBG YEAR 42

- 052-16. ORDERED THAT: the sum of ONE HUNDRED THOUSAND AND 00/100 DOLLARS (\$100,000) be appropriated, same to be credited to the Twin Cities Rail Trail project and charged against the CDBG Year 42.
- 053-16. ORDERED THAT: the sum of ONE HUNDRED TEN THOUSAND AND 00/100 DOLLARS (\$110,000) be appropriated, same to be credited to the Parks & Playground Improvements Project and charged against the CDBG Year 42.
- 054-16. ORDERED THAT: the sum of FIFTY-THREE THOUSAND AND 00/100 DOLLARS (\$53,000) be appropriated, same to be credited to the United Neighbors of Fitchburg Building Leadership and Inspiring Self-Sufficiency Program and charged against the CDBG Year 42.
- 055-16. ORDERED THAT: the sum of SIXTY-FIVE THOUSAND AND 00/100 DOLLARS (\$65,000) be appropriated, same to be credited to the Fitchburg Police Department Drug Enforcement and Patrol project and charged against the CDBG Year 42.
- 056-16. ORDERED THAT: the sum of SIXTEEN THOUSAND AND 00/100 DOLLARS (\$16,000) be appropriated, same to be credited to the Boys and Girls Club of Fitchburg and Leominster Afterschool Transportation Program and charged against the CDBG Year 42.
- 057-16. ORDERED THAT: the sum of NINE THOUSAND AND 00/100 DOLLARS (\$9,000) be appropriated, same to be credited to the YMCA Spartacus Program and charged against the CDBG Year 42.

Orders were adopted under Suspension of the Rules by unanimous vote. 10 members present. Board consists of 11 members.  
Orders signed by the Mayor April 6, 2016.

- 058-16. ORDERED THAT: the sum of NINE THOUSAND AND 00/100 DOLLARS (\$9,000) be appropriated, same to be credited to the MIHN Family Housing Program and charged against the CDBG Year 42.

Motion to amend the Order to cut amount by \$9,000 failed by vote of 2 in favor (Beauchemin, Joseph) and 8 opposed. Order adopted under Suspension of the Rules by vote of 10 in favor and 2 opposed (Beauchemin, Joseph). 10 members present. Board consists of 11 members.  
Order signed by the Mayor April 6, 2016.

- 059-16. ORDERED THAT: the sum of TWENTY THOUSAND AND 00/100 DOLLARS (\$20,000) be appropriated, same to be credited to the Twin Cities Community Development Corporation Small Business Technical Assistance Program and charged against the CDBG Year 42.
- 060-16. ORDERED THAT: the sum of ONE HUNDRED EIGHTY-EIGHT THOUSAND TWO HUNDRED FORTY-THREE AND 04/100 DOLLARS (\$188,243.04) be appropriated, same to be credited to the Demolition of Abandoned Properties and charged against the CDBG Year 42.

- 061-16. ORDERED THAT: the sum of ONE HUNDRED FORTY-THREE THOUSAND AND 00/100 DOLLARS (\$143,000) be appropriated, same to be credited to the Fitchburg Board of Health Code Enforcement program and charged against the CDBG Year 42.
- 062-16. ORDERED THAT: the sum of FORTY-NINE THOUSAND AND 00/100 DOLLARS (\$49,000) be appropriated, same to be credited to the Fitchburg Building Department Code Enforcement program and charged against the CDBG Year 42.
- 063-16. ORDERED THAT: the sum of TWO HUNDRED TWELVE THOUSAND AND 00/100 DOLLARS (\$212,000) be appropriated, same to be credited to CDBG Planning and Administration and charged against the CDBG Year 42.

Orders-CDBG Year, 42

Orders adopted by Suspension of the Rules by unanimous vote. 10 members present. Board consists of 11 members.  
Orders signed by the Mayor April 6, 2016.

ORDINANCE

- 064-16. AN ORDINANCE: Amending Chapter 177, Art. VI, s.177-15, subsection C. of the City Code of the City of Fitchburg, re: **Water Rates** as outlined in the enclosed Ordinance.  
(Reference Petition #28-16)

Ordinance

CITY OF FITCHBURG

IN THE YEAR

FITCHBURG CITY CLERK

16 MAR 31 14 51

AN ORDINANCE

Be it ordained by the City Council of the City of Fitchburg, as follows:

- 1) Amend Chapter 177 Art. VI, §177-15 subsection C. of the City Code of the City of Fitchburg;

By striking;

"Every water taker shall pay a minimum charge quarterly, per meter, to be governed by the size of the meter as follows:

Size of Meter (inches)	Minimum Charge
5/8	\$12.50
3/4	\$12.50
1	\$12.50
1 1/2	\$39
2	\$59
3	\$112
4	\$172
6	\$340
8	\$540"

And inserting in its place;

"Every water taker shall pay a minimum charge monthly, per meter, to be governed by the size of the meter as follows:

Meter Size	June 1, 2016	June 1, 2017	June 1, 2018
5/8"	\$6.25	\$6.75	\$7.09
3/4"	\$6.25	\$6.75	\$7.09
1"	\$6.25	\$6.75	\$7.09
1-1/2"	\$19.66	\$21.24	\$22.31
2"	\$29.49	\$31.85	\$33.45
3"	\$56.16	\$60.66	\$63.70
4"	\$86.12	\$93.01	\$97.67

Ordinance

6"	\$169.89	\$183.49	\$192.67
8"	\$270.04	\$291.65	\$306.24"

2) Amend Chapter 177 Art. VI, §177-15 subsection D. of the City Code of the City of Fitchburg;

By striking

"Water in excess of 500 cubic feet per quarter shall be billed at the rate of \$2.96 per 100 cubic feet. The above rate change shall begin on November 1, 2009, and be reflected in the billing cycle beginning March 1, 2010.

And inserting in its place;

"Water in excess of 200 cubic feet per monthly shall be billed at the rate of \$3.70 per 100 cubic feet from June 1, 2016 until May 31, 2017, \$4.00 from June 1, 2017 per 100 cubic until May 31, 2018 and \$4.20 from June 1, 2018 until changed."

3) Amend Chapter 177 Art. VI, §177-15 subsection F. subsection (4) of the City Code of the City of Fitchburg;

By striking;

"Backflow prevention device testing: \$75 per test; \$50 per retest after failure."

And inserting in its place

"Backflow prevention device testing: \$85 per test; \$55 per retest."

4) Amend Chapter 177 Art. VI, §177-15 subsection F. subsection (7) of the City Code of the City of Fitchburg;

By striking;

Additional services and/or emergency calls outside of regular working hours will be billed as follows:

(a) One Hundred twenty-five dollars per hour; one-hour minimum.

(b) Sixty-two dollars and fifty cents each additional 1/2 hour or fraction thereof.

And insert in its place;

"Additional services and/or emergency calls outside of regular working hours (regular work hours are; 7:00 a.m. to 3:00 p.m., Monday through Friday) will be billed as follows:

(a) One Hundred Fifty (\$150.00) Dollars per hour with a one-hour minimum.

(b) Seventy Five (\$75.00) Dollars for each additional 1/2 hour or fraction thereof.

*City of Fitchburg,*.....April 5, 2016.....

Ordinance

**5) Amend Chapter 177 Art. VI, §177-15 subsection F. subsection (9) of the City Code of the City of Fitchburg;**

By striking;

"Engineering services: \$75 per hour."

And inserting in its place

"Engineering services will be charged at a rate of One Hundred (\$100.00) Dollars per hour."

Ordinance was passed to a first and second reading and ordered advertised by unanimous vote. 10 members present. Board consists of 11 members.

-----



Special Permit  
#65-16

**SPECIAL PERMIT PETITION**

The following Special Permit Petition was referred to a Public Hearing May 3, 2016:

065-16. SPECIAL PERMIT PETITION: Eric W. Sullender, Trustee of Neighborhood Development Trust, to renovate existing, non-conforming single family home located at 1089 Franklin Road, Fitchburg, that has been abandoned or not used for a period of more than two years.

**SPECIAL PERMIT APPLICATION  
FROM THE  
CITY OF FITCHBURG  
CITY COUNCIL**

FITCHBURG CITY CLERK  
16 MAR 25 12 03

**PERMIT FEE \$300.00**

**Instructions: Complete each section as required. Submit the original application to the Office of the City Clerk.**

1. **APPLICANT NAME:** Eric W. Sullender, Trustee of Neighborhood Development Trust

**MAILING ADDRESS OF APPLICANT:**

14 Monument Square

P.O. Box (if applicable) Street  
Leominster MA 01453

City Zip Code

**TELEPHONE NUMBER OF APPLICANT:** c/o Bovenzi & Donovan  
(978) 840-4500

2. **ADDRESS AND DESCRIPTION OF PROPERTY FOR WHICH THE SPECIAL PERMIT IS BEING REQUESTED:**

1089 Franklin Road

Complete repairs and renovation of historic  
single-family house.

Fitchburg Assessor's Map S47 Block 20 Lot 0

3. **OWNER OF PROPERTY:** Applicant

**MAILING ADDRESS OF OWNER:** same as Applicant

4. **CONTACT PERSON FOR PROPERTY:** Thomas M. Bovenzi

5. **TELEPHONE NUMBER FOR CONTACT PERSON:** (978) 840-4500

6. DESCRIBE WHAT YOU INTEND TO USE THE PROPERTY FOR:

Single-family residence. Special Permit requested pursuant to the provisions of Section 181.3561 to complete rehabilitation of structure that has architectural or other appropriate features(per attached Historical Society records)

7. TOTAL SQUARE FOOTAGE OF PROPOSED USE: 4,649 (Based on Property Card)

8. TOTAL PARKING REQUIRED: Two

9. TOTAL PARKING PROVIDED: Two

10. MUNICIPAL SERVICES:

Please check as appropriate:

A. Project will tie in to City Sewer System	<u>X</u> Yes	<u>      </u> No
B. Project will tie in to City Water Service	<u>X</u> Yes	<u>      </u> No
C. Project will tie in to Storm Drainage System	<u>X</u> Yes	<u>      </u> No

11. Is this a Special Permit for a Nursing Home, Truck/Bus Terminal, Research & Testing, Publishing and Printing, Light Manufacturing or Manufacturing?

<u>      </u> Yes	<u>X</u> No
----------------------	----------------

12. If YES, a Plan prepared by a Registered Professional Land Surveyor or Regular Professional Engineer in accordance with Section 2 of the Rules and Regulations governing Special Permits must be attached.

Special Permit  
#65-16 (cont)

14. SIGNATURE OF APPLICANT:

G. Sullard, Jr.

PRINT NAME OF APPLICANT:

Eric W. Sullard

DATE:

3-25-2016

Please note: This application will not be accepted unless ALL requirements stated  
in the letter of determination by the Building Commissioner have been met.

MAR 25 2016

DATE RECEIVED BY CITY CLERK

\$300.00 Check #2662  
APPLICATION FEE RECEIVED

*City of Fitchburg,*..... April 5, 2016

Special Permit  
#65-16 (cont)



***Fitchburg, Massachusetts***  
*Office of the  
Building Commissioner*

**ROBERT LANCIANI**  
Building Commissioner

**JOHN MORREALE**  
Local Building Inspector

**DAVID LOVERING**  
Local Building Inspector

**KYLE RIDLEY**  
Inspector of Wires

**WAYNE LITTLE**  
Plumbing/Gas Inspector

March 24, 2016

Eric W. Sullender  
Trustee of Neighborhood Development Trust  
14 Monument Square  
Leominster, MA 01453

RE: Form of Intent for 1089 Franklin Rd, Map S47 Block 20 Lot 0

Dear Sir;

I have reviewed your form of intent and my findings are as follows:

1. Land and building at 1089 Franklin Rd, Map S47 Block 20 Lot 0 are located in a Rural Residential District (Zoning Map of the City of Fitchburg and Chapter 181, Section 181.23 of the General Ordinances of Fitchburg as amended).
2. The existing house is a nonconforming building that has been abandoned or not used for a period of more than two years. The building has lost its protected status and is now subject to the provisions of the zoning ordinance, unless a special permit is issued pursuant to Section 181.3561. The required setbacks for RR are 40 front, 25 side, and 50 rear. **Applications for a Special Permit from the City Council are available at the City Clerk's office, 166 Boulder Drive.**
- 3 All renovations done to the existing building will require plans and specifications to show that code compliance is met under the Massachusetts State Building Code eighth edition before a building permit can be issued.

If you have any questions regarding this zoning determination, please feel free to write or call this office.

Very truly yours,

A handwritten signature in black ink, appearing to read "Robert Lanciani", is written over a horizontal line.

Robert Lanciani  
Building Commissioner

City Hall, 166 Boulder Drive, Fitchburg, MA 01420 (978) 829-1880 Fax (978) 829-1963

Special Permit  
#65-16 (cont)

Attachment= Documents obtained from property records at the Fitchburg Historical Society 3/8/16

*City of Fitchburg,* April 5, 2016

Special Permit  
#65-16 (cont)

**Beth Sullivan**

**From:** Daniel Fish [daniel.fish@fitchburghhistoricalsociety.com]  
**Sent:** Tuesday, March 08, 2016 11:00 AM  
**To:** bsullivan@bdlaw1.com  
**Subject:** 1089 Franklin Road  
**Attachments:** Franklin Road.pdf; FHS Invoice.doc

Beth,

Here are the documents you requested. I have attached them and your invoice to this email. The 2nd page is the back of one of the index card, hence why it's an additional page. Additionally, the items covered by the photo on the 3rd page of the pdf read as follows:

- Town
- Address
- Name
- Present Use
- Present Owner (As of 1977)
- Description
- Date
- Source
- Style

If you need anything else, please let us know!

Sincerely,

Daniel Fish

Membership Assistant, Fitchburg Historical Society  
978-345-1157

***Follow Us On Instagram @FitchHistSocy !***

Special Permit  
#65-16 (cont)

## HOUSES - 1089 Franklin Rd.

1

The road built in 1771 for the convenience of the landowners - appropriated in 1731.  
Fullam house, near the end of Franklin Rd., commanding magnificent view.  
Col. Francis's great grandson Jacob, one of the founders of C. C. Church, tore down the old house and used the timbers in building the present (1907) house at the beginning of 19th C.  
Aug. 11, 1902. Fullam barn struck by lightning - burned down.

A

#2017

1089 Franklin Rd

Francis Fullam House - Residence

Colonial

See Fildon House

Houses Franklin Rd

Franklin Road # 1089

the Rd. built in 1771 for the convenience of the landowners,  
appropriated in 1731.

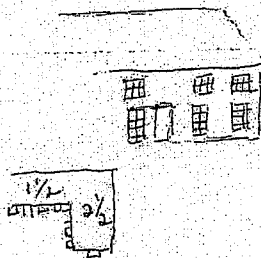
Fullam house near the end of Franklin Rd. - commanding  
magnificent view

Col. Francis' great grandson Jacob, one of the founders  
of C. C. Church, tore down the old house & used the timbers  
in building the present (1907) house - at the beginning  
of 19<sup>th</sup> C.

Aug. 11, 1902 Fullam barn struck by lightning, burned down

## HOUSES - 1089 Franklin Rd.

2



more blank clapboard wall actually  
than shows in pic  
top of door on line with tip of 1st floor  
windows  
2nd story windows close under eaves

This is pictured as all of Fullam house - the main  
house is 2 1/2 story - one room deep at street end - only one  
window to each of the 3 stories - one over the other

City of Fitchburg,

April 5, 2016

Special Permit  
#65-16 (cont)

FORM B - BUILDING

MASSACHUSETTS HISTORICAL COMMISSION  
Office of the Secretary, State House, Boston



In Area no.	Form no.
	2017

Fitchburg, Massachusetts

ss 1089 Franklin Rd.

Francis Fullum House (Fulham)

nt use Residence

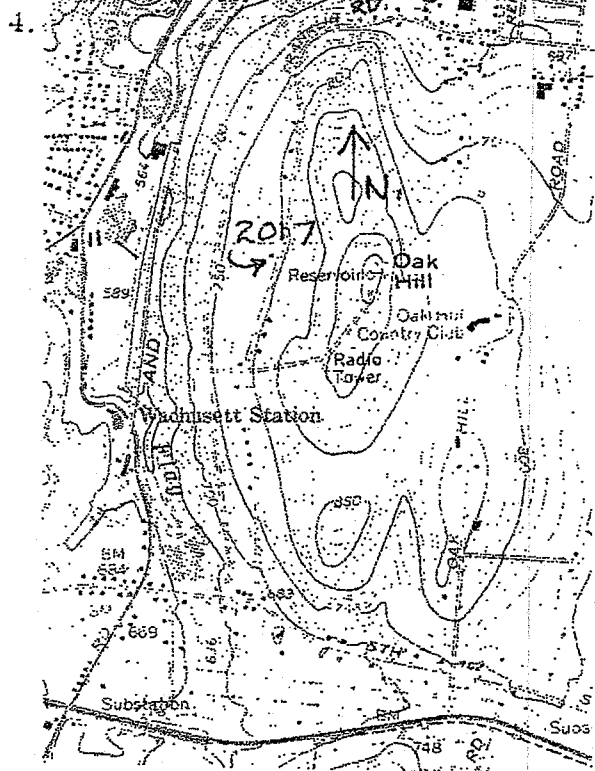
nt owner Edmund P. & Judith A. Conrad

ption:

pre 1764, 1750?

rce

Colonial



DO NOT WRITE IN THIS SPACE  
USGS Quadrant

MHC Photo no.

Architect

Exterior wall fabric aluminum siding (poor job)  
over clapboard?

Outbuildings (describe) none

Other features

Altered Date

Moved Date

5. Lot size:

One acre or less Over one acre 1.15 ac.

Approximate frontage 150'? on Franklin Rd.

Approximate distance of building from street

6. Recorded by Bill Chittick and  
Frank Garretson

Organization Fitchburg Historical Comm.

Date March 1977

(over)



Special Permit  
#65-16 (cont)

2017

7. Original owner (if known) Francis Fullum

Original use Residence 7

Subsequent uses (if any) and dates

8. Themes (check as many as applicable)

Aboriginal	<input type="checkbox"/>	Conservation	<input type="checkbox"/>	Recreation	<input type="checkbox"/>
Agricultural	<input type="checkbox"/>	Education	<input type="checkbox"/>	Religion	<input type="checkbox"/>
Architectural	<input checked="" type="checkbox"/>	Exploration/ settlement	<input type="checkbox"/>	Science/ invention	<input type="checkbox"/>
The Arts	<input type="checkbox"/>	Industry	<input type="checkbox"/>	Social/ humanitarian	<input type="checkbox"/>
Commerce	<input type="checkbox"/>	Military	<input type="checkbox"/>	Transportation	<input type="checkbox"/>
Communication	<input type="checkbox"/>	Political	<input type="checkbox"/>		
Community development	<input type="checkbox"/>				

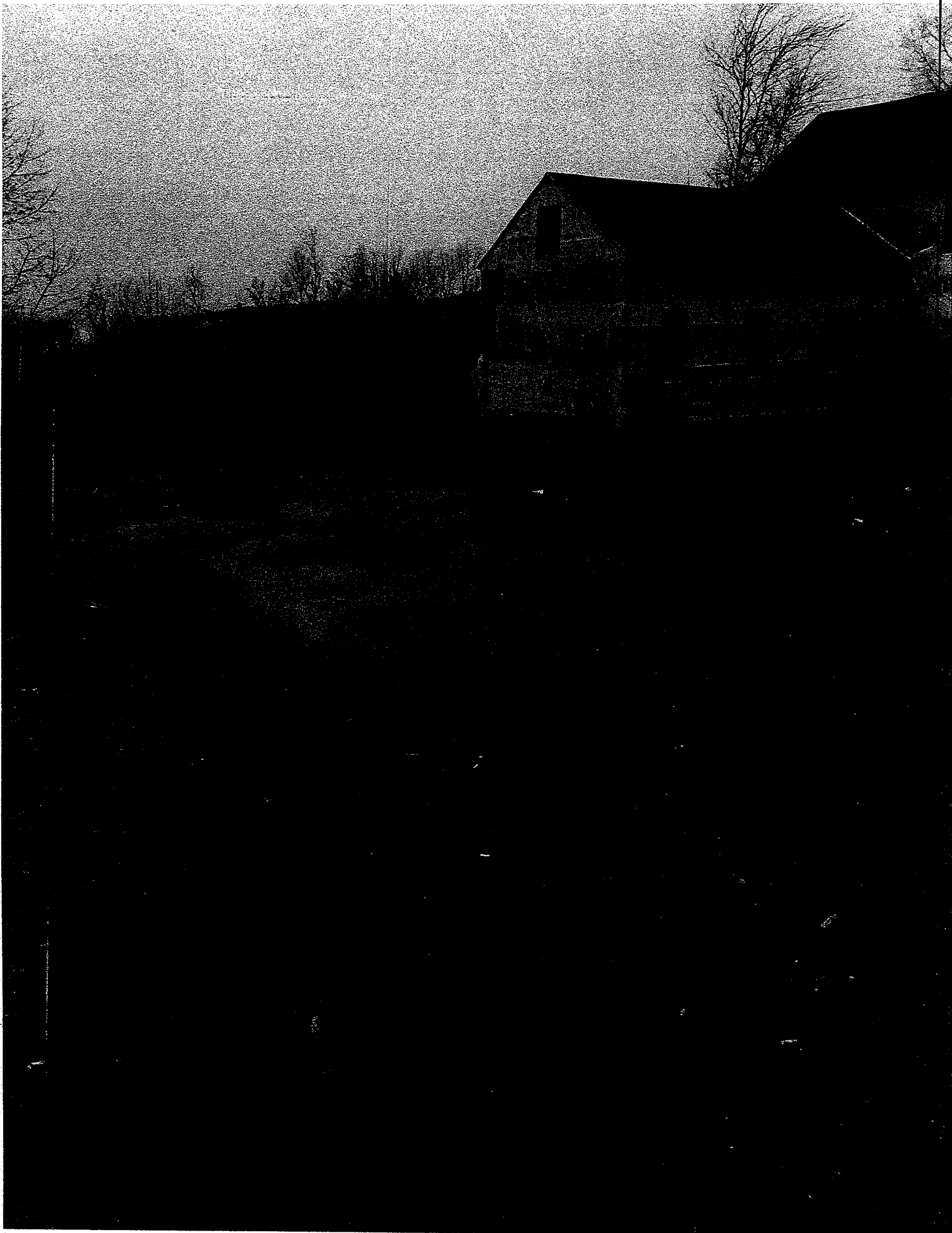
9. Historical significance (include explanation of themes checked above)

Fullum was an early settler in Fitchburg.

10. Bibliography and/or references (such as local histories, deeds, assessor's records, early maps, etc.)

*City of Fitchburg,* April 5, 2016

Special Permit  
#65-16 (cont)



Special Permit  
#65-16 (cont)



**City of Fitchburg**  
**OFFICE OF THE TREASURER**

166 Boulder Drive  
Fitchburg, MA 01420

Calvin D. Brooks  
Treasurer/Collector

Date: 3/25/16

Name: Eric Sollen

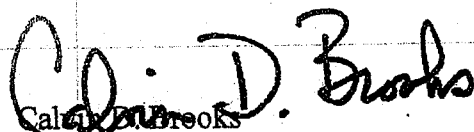
Parcel ID: 547-20 0

Address: 1089 Franklin Rd.

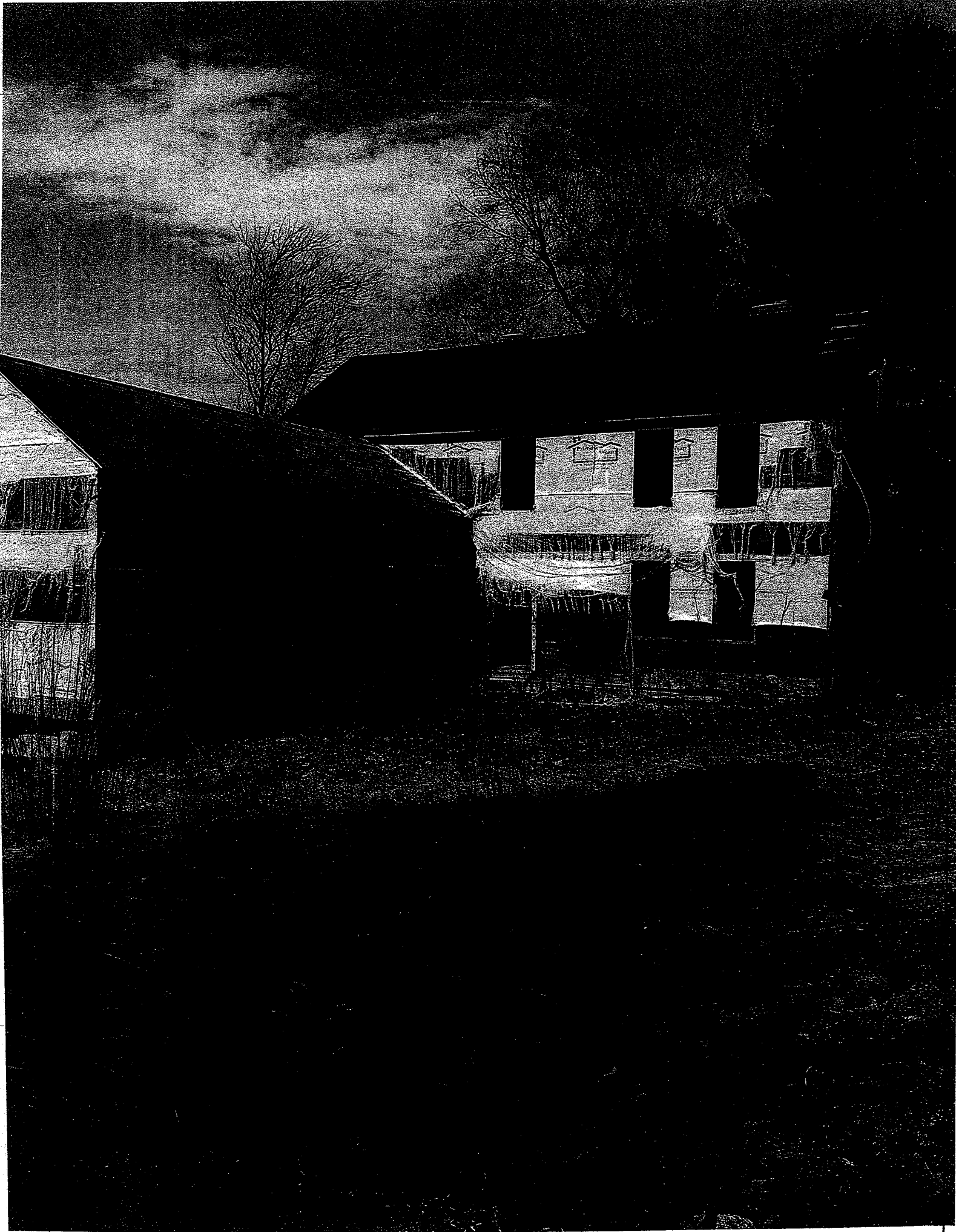
**CERTIFICATE OF TAX COMPLIANCE**

This document signed by the Treasurer certifies that as of the above date, that the above named Applicant is in compliance and in good standing with its tax obligations and fees payable under City code, including real estate, personal property and water and sewer fees and is not a delinquent taxpayer (longer than 12 months outstanding). This Certificate is issued in compliance with Part II, Article 3, Chapter 120, Section 22, Subsection (C) as amended by City Council. This Certificate is required for all original applications and renewal applications for any license or permit, other than those referred to in Section 120-24, and issued by any Department, Officer, Board, or Commission of the City but not limited to Building Permits, Zoning Board Appeals Applicants, Planning Board Applications, and Special Permits.

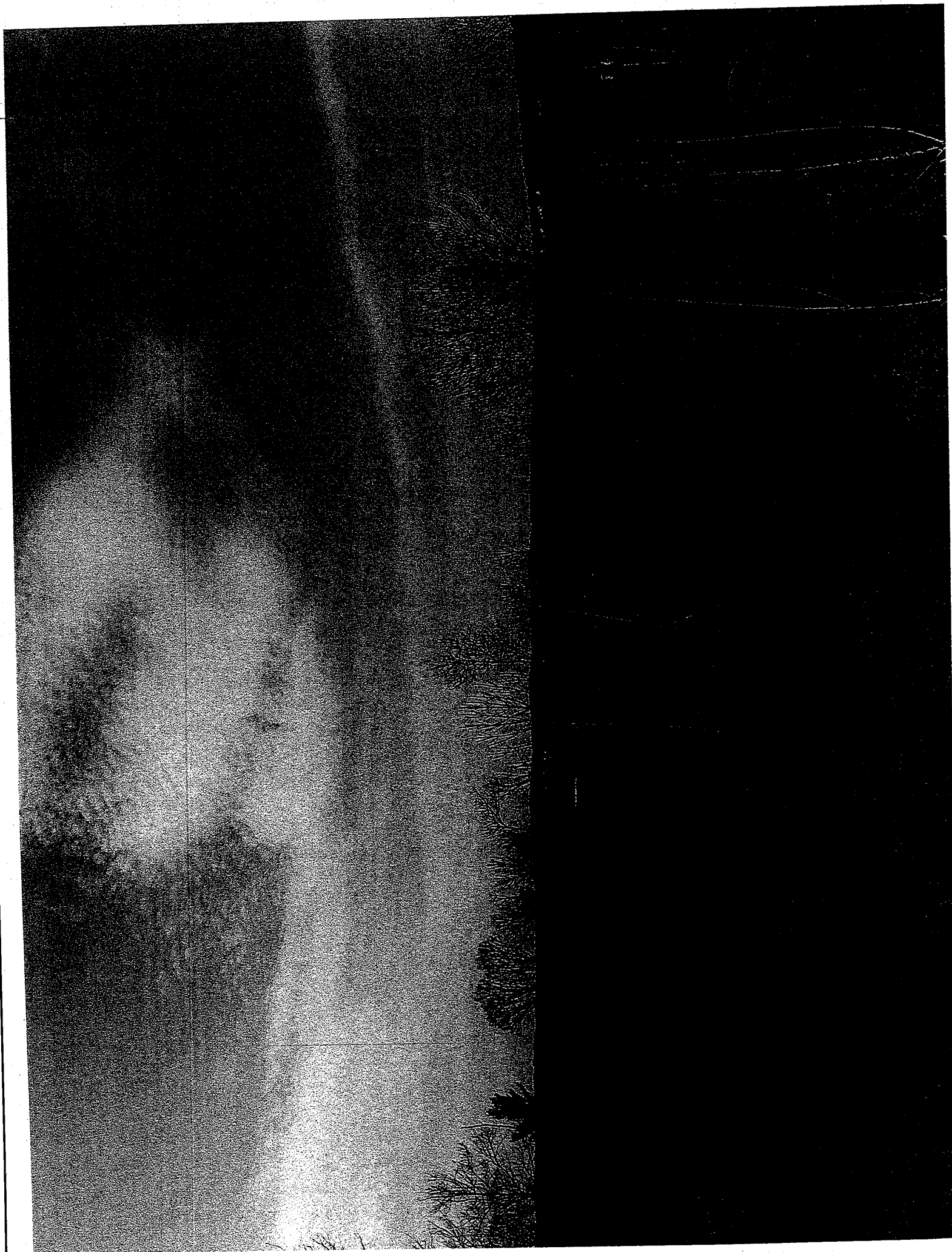
Very truly yours,

  
Calvin D. Brooks  
Treasurer/Collector  
City of Fitchburg

Special Permit  
#65-16 (cont)



Special Permit  
#65-16 (cont)



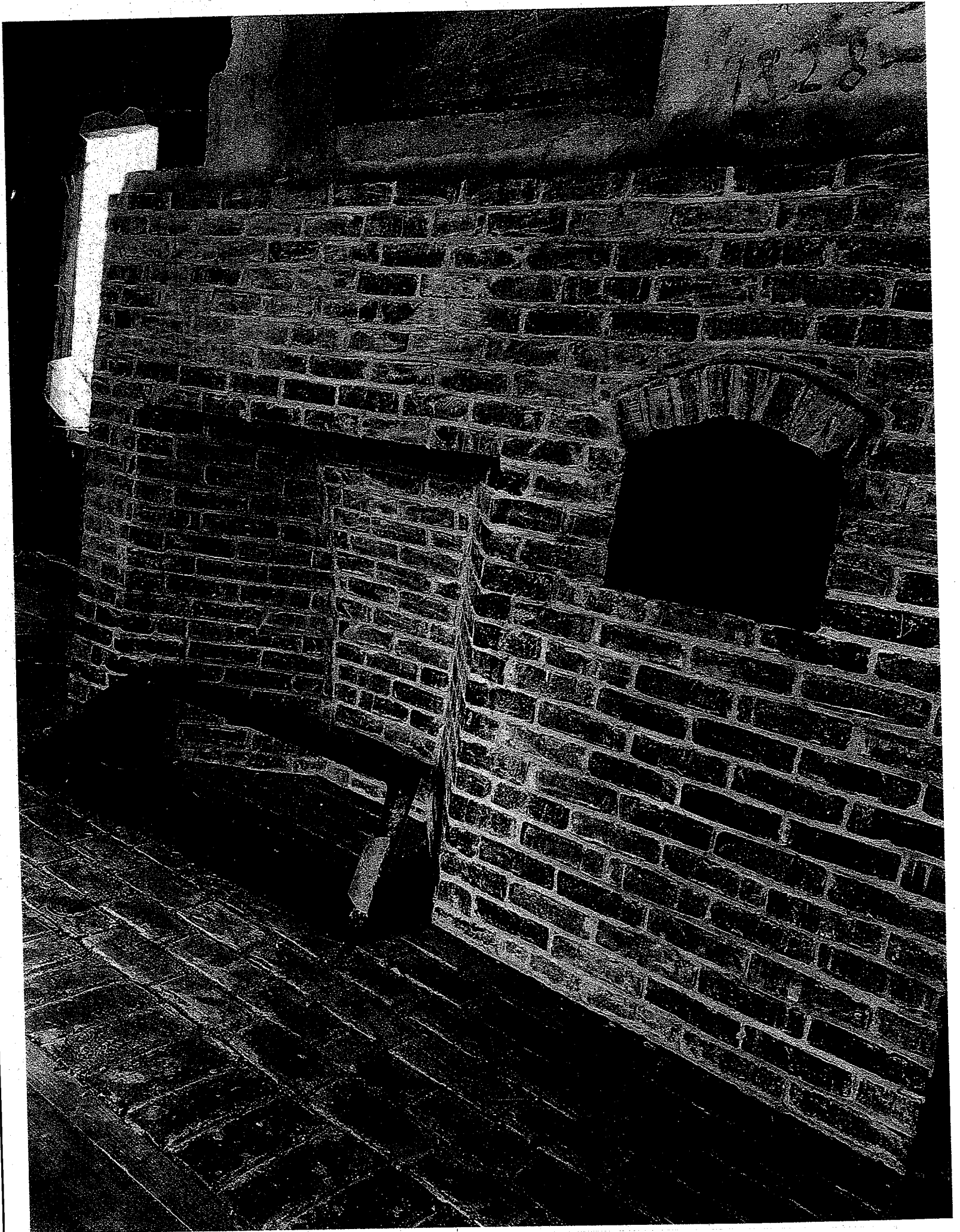


*City of Fitchburg,* April 5, 2016

Special Permit  
#65-16 (cont)

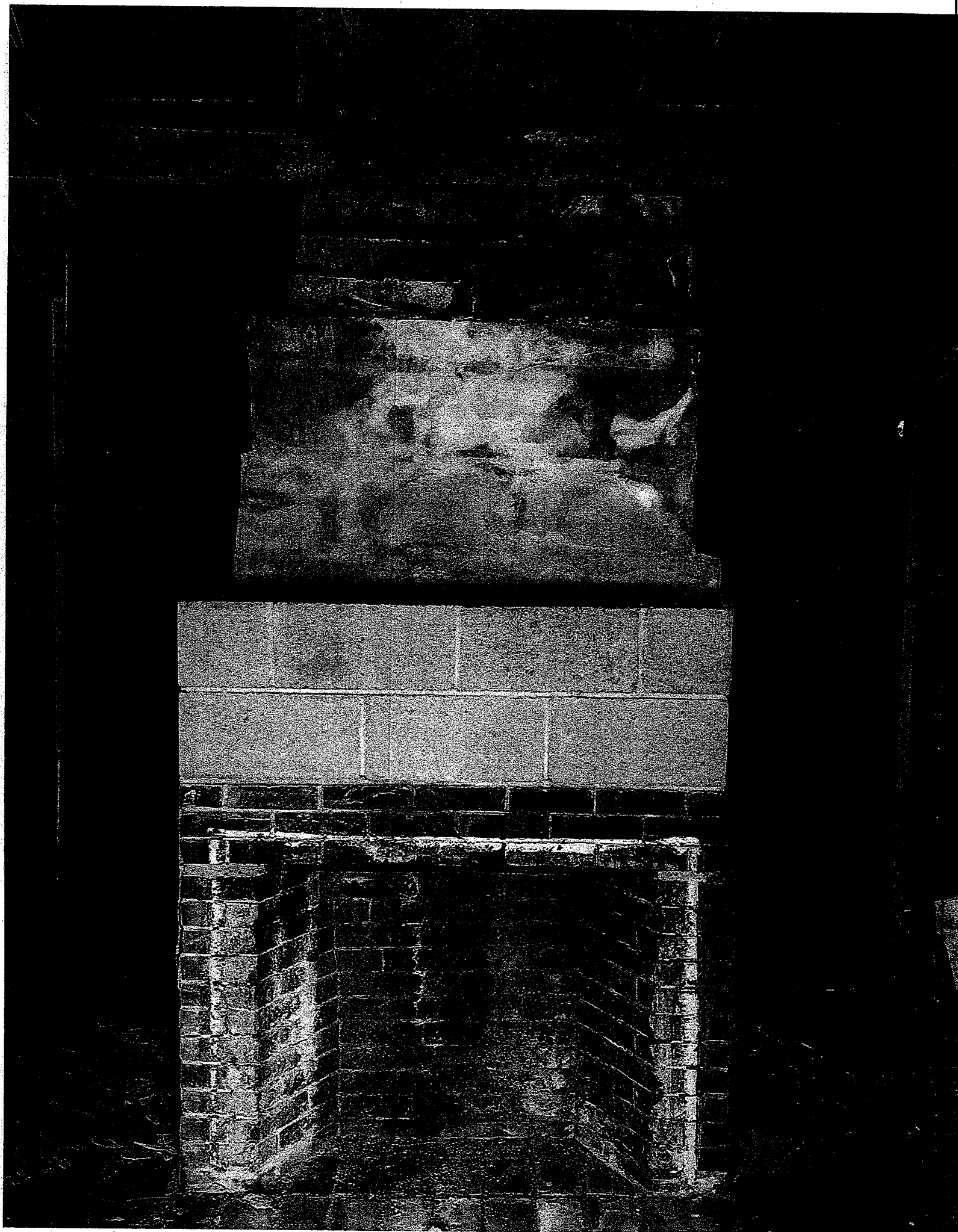


Special Permit  
#65-16 (cont)



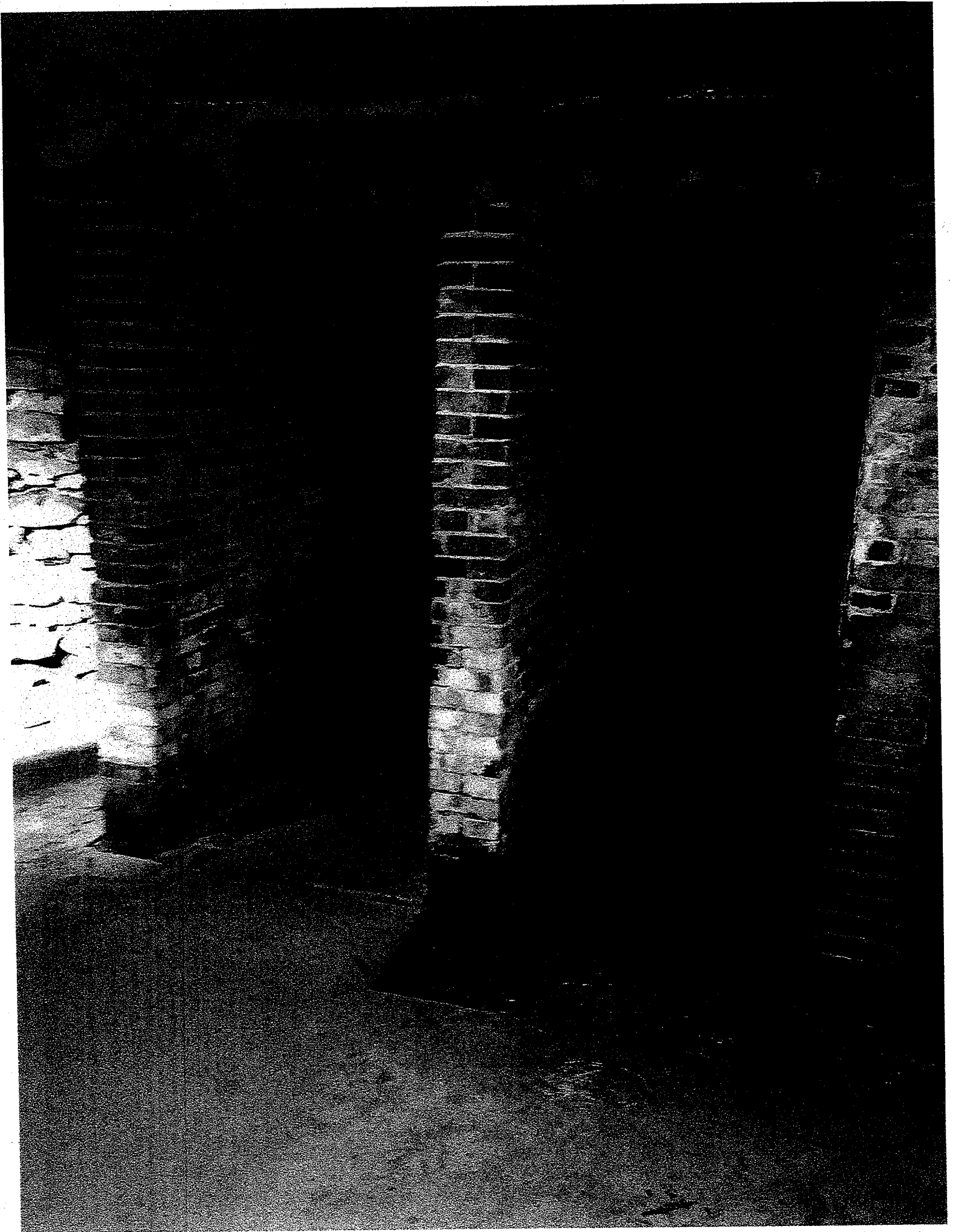
*City of Fitchburg,*.....April 5, 2016.....

Special Permit  
#65-16 (cont)



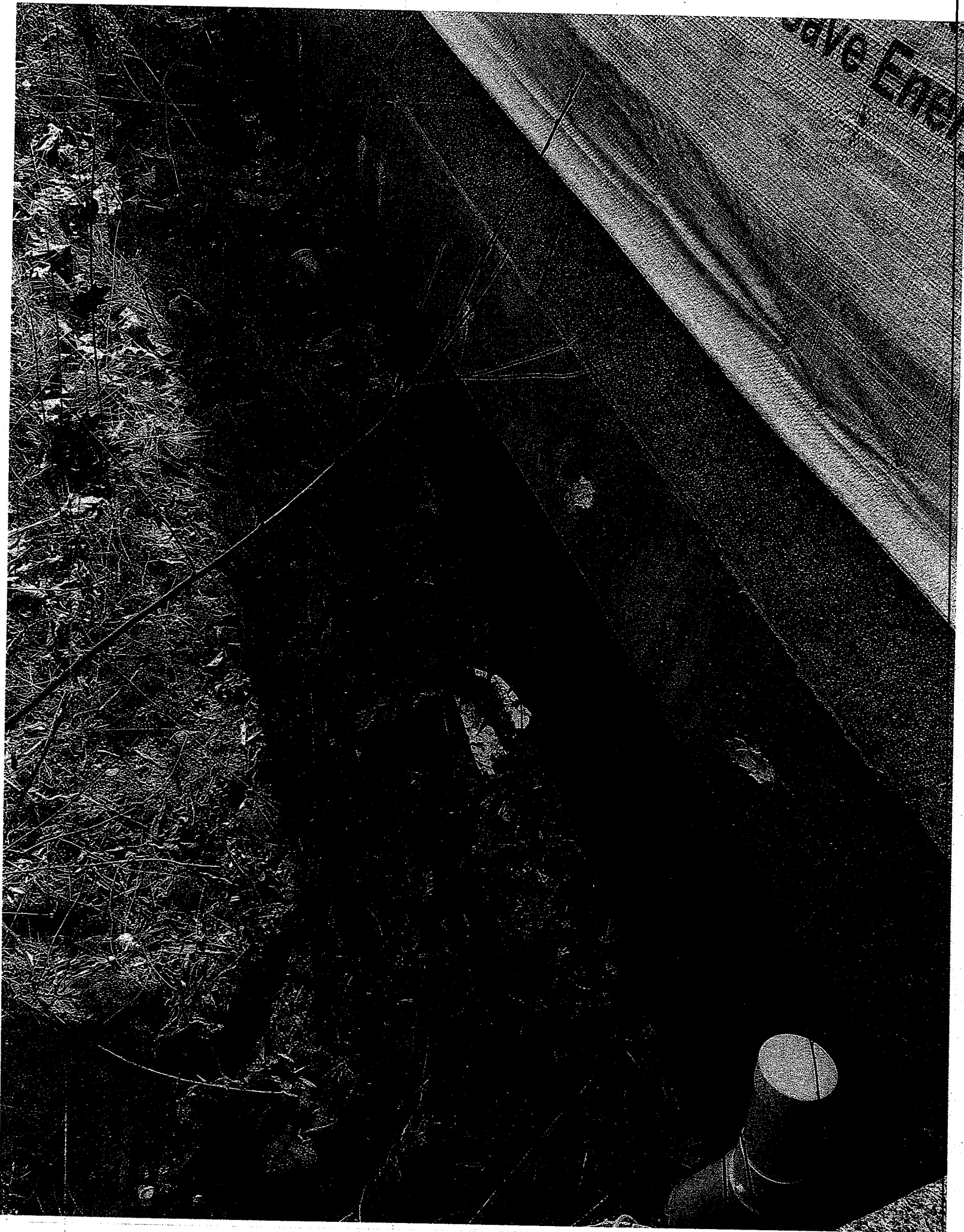


Special Permit  
#65-16 (cont)

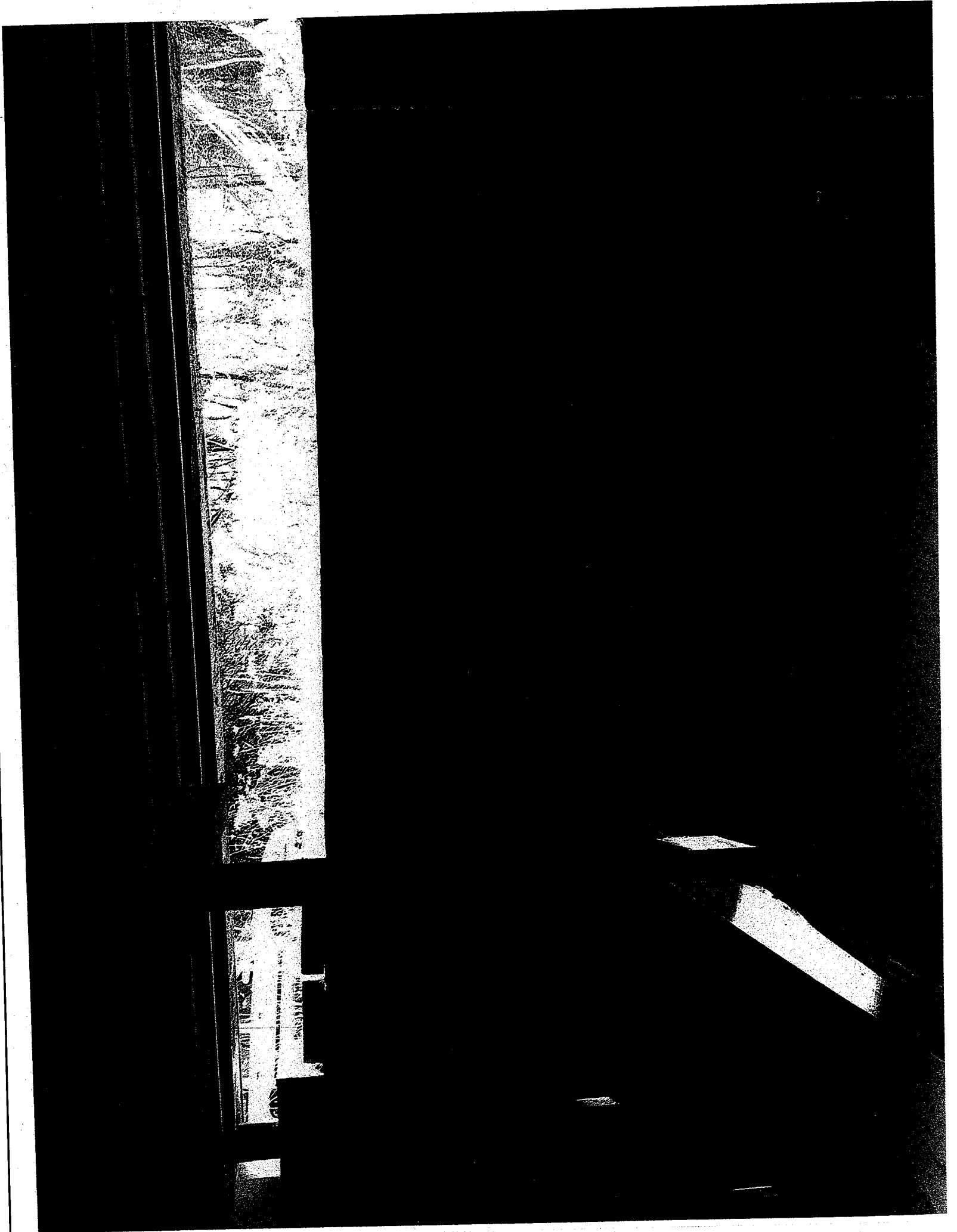


*City of Fitchburg,* ..... April 5, 2016

Special Permit  
#65-16 (cont)



Special Permit  
#65-16 (cont)

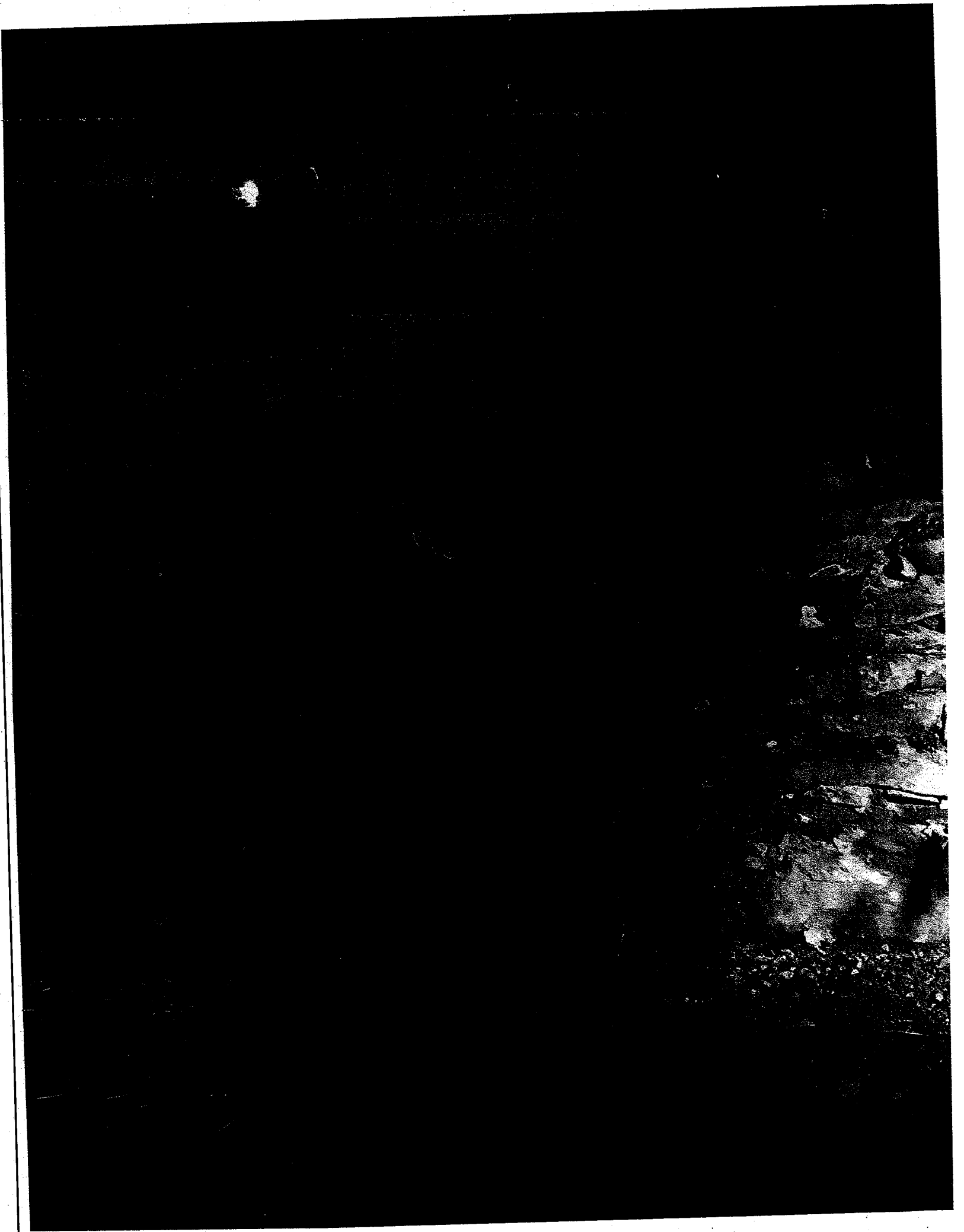


*City of Fitchburg,*..... April 5, 2016

Special Permit  
#65-16 (cont)



Special Permit  
#65-16 (cont)

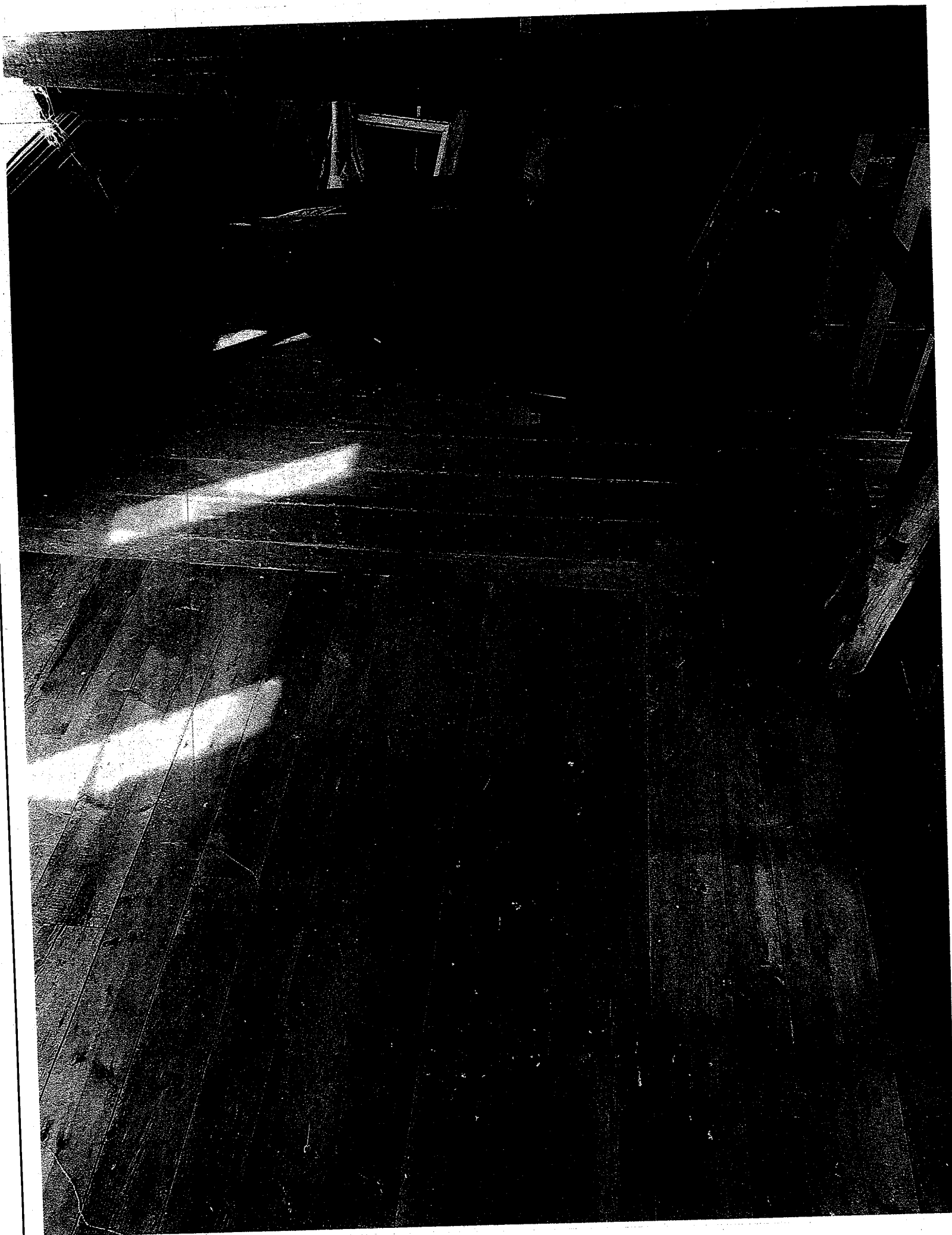


*City of Fitchburg,* April 5, 2016

Special Permit  
#65-16 (cont)



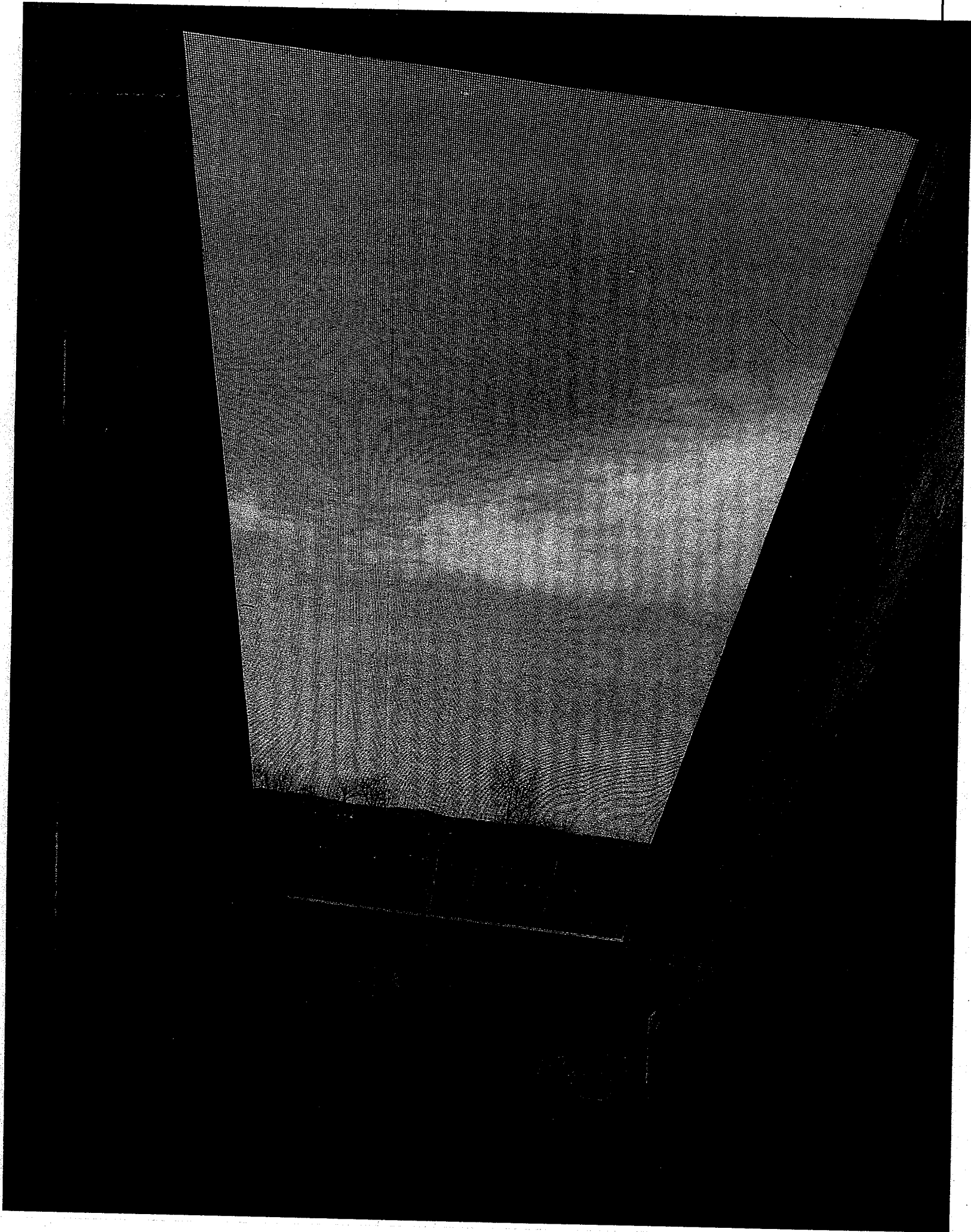
Special Permit  
#65-16 (cont)





*City of Fitchburg,* April 5, 2016

Special Permit  
#65-16 (cont)





Petitions

PETITIONS

The following Petition was referred to a Public Hearing April 19, 2016:

066-16. Mark Brideau, Brideau Oil Co, to be granted a license pursuant to MGL ch. 148, for the storage of propane cylinders, total 80,000 gallons at 49 Cobbler Drive (114R, block 10, Lot 2A) as outlined in the enclosed petition.



FP-002A  
(Rev. 1.1.2015)

The Commonwealth of Massachusetts  
City/Town of Fitchburg

Application For License

Massachusetts General Law, Chapter 148 §13

☐ New License ☐ Amended License

GIS Coordinates

LAT.

LONG.

License Number

Application is hereby made in accordance with the provisions of Chapter 148 of the General Laws of Massachusetts for a license to store flammables, combustibles or explosives on land in buildings or structures herein described.

Location of Land: 49 Cobbler Drive 114R Block 10 Lot 2A  
Number, Street and Assessor's Map and Parcel ID

Attach a plot plan of the property indicating the location of property lines and all buildings or structures.

Owner of Land: MARK BRIDEAU

Address of Land Owner: 57 FIRE RD 3A LAWRENCE, MA 01523

Use and Occupancy of Buildings and Structures: Retail Fuel oil + Heating Service

If this is an application for amendment of an existing license, indicate date of original license and any subsequent amendments

Attach a copy of the current license

Flammable and Combustible Liquids, Flammable Gases and Solids

Complete this section for the storage of flammable and combustible liquids, solids, and gases; see 527 CMR 1.00 Table 1.12.8.50; Attach additional pages if needed. All tanks and containers are considered full for the purposes of licensing and permitting.

PRODUCT NAME	CLASS	MAXIMUM QUANTITY	UNITS gal., lbs, Cubic feet	CONTAINER UST, AST, IBC, drums
Propane	I	60,000	gal	AST
Propane	I	20,000	gal	Cylinders & Trucks

Total quantity of all flammable liquids to be stored: 0

Total quantity of all combustible liquids to be stored: 0

Total quantity of all flammable gases to be stored: 80,000

Total quantity of all flammable solids to be stored: 0

City of Fitchburg, April 5, 2016

Petitions (cont).

**LP-gas** (Complete this section for the storage of LP-gas or propane)

Indicate the maximum quantity of LP-gas to be stored and the sizes and capacities of all storage containers. (See 527 CMR 1.00 Table 1.12.8.50)

- ❖ Maximum quantity (in gallons) of LP-gas to be stored in aboveground containers: 60,000  
List sizes and capacities of all aboveground containers used for storage: 1- 30,000 1- 30,000  
Misc Cylinders + Tank Volume 20,000 gals
- ❖ Maximum quantity (in gallons) of LP-gas to be stored in underground containers: 0  
List sizes and capacities of all underground containers used for storage: 0

Total aggregate quantity of all LP-gas to be stored: 80,000

**Fireworks** (Complete this section for the storage of fireworks)

Indicate classes of fireworks to be stored and maximum quantity of each class. (See 527 CMR 1.00 Table 1.12.8.50)

- ❖ Maximum amount (in pounds) of Class 1.3G: \_\_\_\_\_ Type/class of magazine used for storage: \_\_\_\_\_  
❖ Maximum amount (in pounds) of Class 1.4G: \_\_\_\_\_ Type/class of magazine used for storage: \_\_\_\_\_  
❖ Maximum amount (in pounds) of Class 1.4: \_\_\_\_\_ Type/class of magazine used for storage: \_\_\_\_\_

Total aggregate quantity of all classes of fireworks to be stored: \_\_\_\_\_

**Explosives** (Complete this section for the storage of explosives)

Indicate classes of explosive to be stored and maximum quantity of each class. (See 527 CMR 1.00 Table 1.12.8.50)

- ❖ Maximum amount (in pounds) of Class 1.1: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_  
❖ Maximum amount (in pounds) of Class 1.2: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_  
❖ Maximum amount (in pounds) of Class 1.3: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_  
❖ Maximum amount (in pounds) of Class 1.4: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_  
❖ Maximum amount (in pounds) of Class 1.5: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_  
❖ Maximum amount (in pounds) of Class 1.6: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

I, MARK BRIDEAU, hereby attest that I am authorized to make this application. I acknowledge that the information contained herein is accurate and complete to the best of my knowledge and belief. I acknowledge that all materials stored pursuant to any license granted hereunder must be stored or kept in accordance with all applicable laws, codes, rules and regulations, including but not limited to Massachusetts Chapter 148, and the Massachusetts Fire Code (527 CMR 1.00). I further acknowledge that the storage of any material specified in any license granted hereunder may not exceed the maximum quantity specified by the license.

Signature Mark Brideau Date 3/21/16 Name MARK BRIDEAU

**Fire Department Use Only**

I, Kevin D. Ray, Head of the FITCHBURG Fire Department endorse this application with my

☒ Approval ☐ Disapproval

Signature of Head of the Fire Department

Date

Recommendations: \_\_\_\_\_



*City of Fitchburg,* April 5, 2016

Petitions (cont)

The following Petition was referred to a Public Hearing  
April 19, 2016:

067-16. Comcast of MA III, Inc., to request a hearing with the Fitchburg City Council for a grant of location. The purpose of the grant of location request is to install a new conduit system to provide service to 881 Main St., as outlined in the enclosed petition.

**Comcast**

FITCHBURG CITY CLERK  
15 MAR 15 10 11

March 15, 2016

Ms. Anna M. Farrell  
City Clerk  
City of Fitchburg  
City Hall  
166 Boulder Drive  
Fitchburg, MA 01420

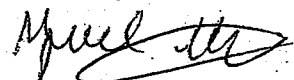
Dear Ms. Farrell:

Comcast of Massachusetts III, Inc. would like to request a hearing with the Fitchburg City Council for a grant of location. The purpose of the grant of location request is to install a new conduit system to provide service to 881 Main Street.

**Academy Street: Starting at the existing pole #1 on Academy Street, placing (2) 3" PVC conduits 38'+/- to the side of 881 Main Street. Conduit installation is to provide service to the Federal Building at 881 Main Street.**

Please feel free to call me with any questions; I can be reached at 978-537-4186 ext. 1017.

Sincerely,



Miguel Quintal  
Project Coordinator

Enclosure (3)

PETITION OF COMCAST FOR LOCATION FOR CONDUITS AND MANHOLES

Respectfully represents Comcast of Massachusetts III, Inc., a company incorporated for the distribution of telecommunications services, that it desires to construct a line for such telecommunications under the public way or ways hereinafter specified.

Wherefore, your petition prays that, after due notice and hearing as provided by law, the City Council may by Order grant your petitioner permission to construct, and a location for, such a line of conduits and manholes with the necessary wires and cables therein, said conduits and manholes to be located, substantially as shown on the plan made by Comcast of Massachusetts III Inc. dated, March 15, 2016 and filed here with, under the following public way or ways of said City of Fitchburg:

Dated this March 15th, 2016  
City of Fitchburg Massachusetts  
Received and filed \_\_\_\_\_, 2016

ORDER FOR CONDUIT LOCATION

In the City Council for the City of Fitchburg, Massachusetts.

ORDERED:

That permission be and hereby is granted to Comcast of Massachusetts III, Inc., to lay and maintain underground conduits and manholes, with the wires and cables to be placed therein, under the surface of the following public way or ways as requested in petition of said Company dated March 15<sup>th</sup>, 2016

**Academy Street: Starting at the existing pole #1 on Academy Street, placing (2) 3" PVC conduits 38' +/- to the side of 881 Main Street. Conduit installation is to provide service to the Federal Building at 881 Main Street.**

Substantially as shown on plan marked - Proposed Comcast Underground, filed with said petition.

Also that permission be and hereby is granted said Comcast to lay and maintain underground conduits, manholes, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

The foregoing permission is subject to the following conditions:

1. The conduits and manholes shall be of such materials and construction and all work done in such manner as to be satisfactory to the City Council or to such officers as it may appoint to the supervision of the work, and a plan showing the location of conduits constructed shall be filed with the City when the work is completed.
2. Said Company shall indemnify and save the City harmless against all damages, costs and expense whatsoever to which the City may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the City.
3. In addition said Company shall, before a public way is disturbed for the laying of its wire or conduits, execute its bond in a penal sum of One Hundred Thousand Dollars (\$100,000) (reference being had to the bond already on file with said City) conditioned for the faithful performance of its duties under this permit.
4. Said Company shall comply with the requirements of existing by-laws and such as may hereafter be adopted governing the construction and maintenance of conduits and wires, so far as the same are not inconsistent with the laws of the Commonwealth.

I hereby certify that the foregoing order was adopted at a meeting of the City Council for the City of Fitchburg, Massachusetts, held on the \_\_\_\_\_ day of \_\_\_\_\_ 2016.

(over)

\_\_\_\_\_  
Town Clerk

Petitions (cont)

We hereby certify that on \_\_\_\_\_, 2016, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., at Fitchburg, Massachusetts a public hearing was held on the petition of the Comcast for permission to lay and maintain underground conduits, manholes and connections, with the wires and cables to be placed therein, described in the order herewith recorded, that we mailed at least seven days before said hearing a written notice the time and place of said hearing to each of the owners of real estate determined by the last preceding assessment for taxation along the ways parts of ways upon which the Company is permitted to construct the lines said Company under said order. And that thereupon said order was duly adopted.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

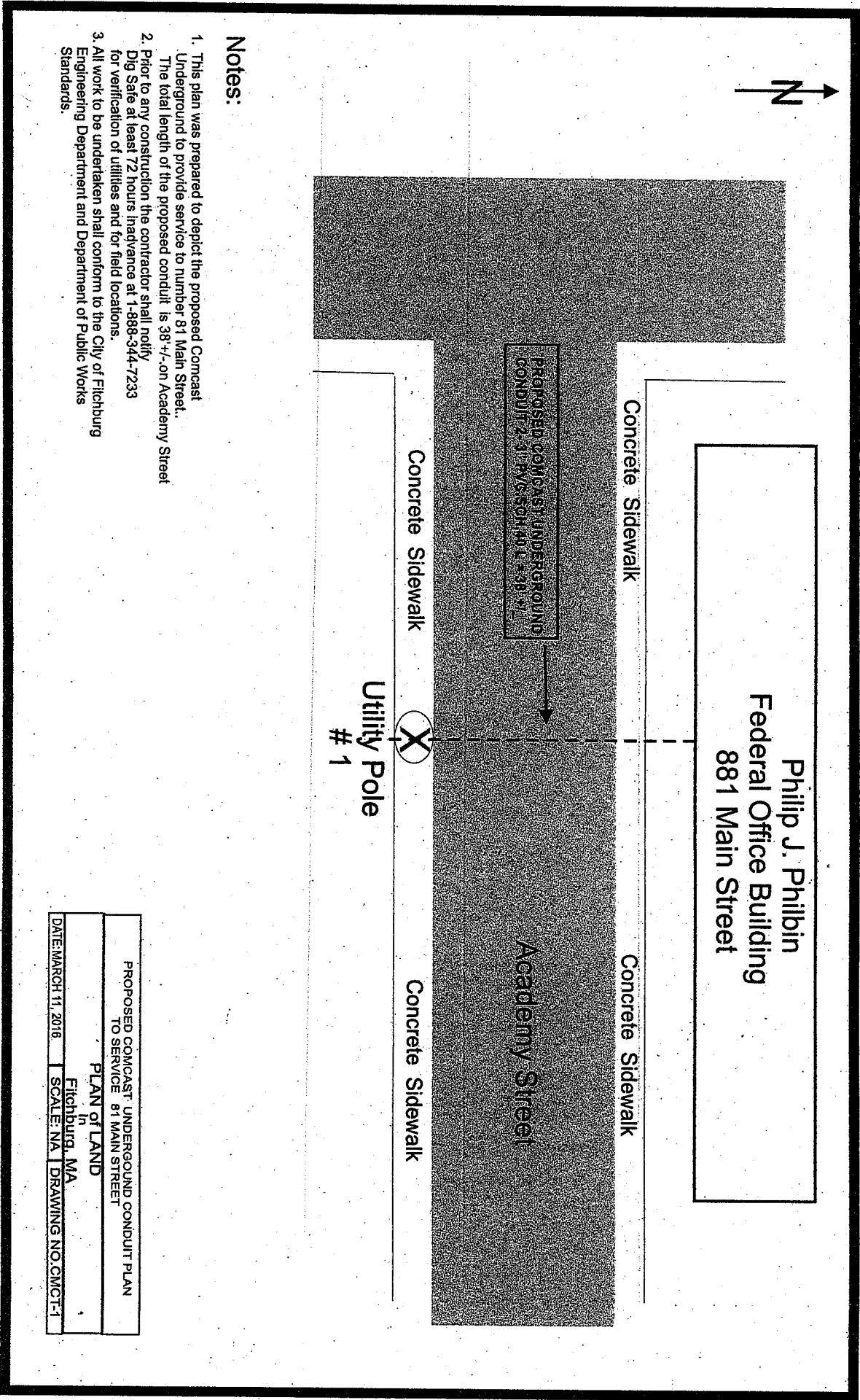
Fitchburg City Council; Fitchburg, Massachusetts

CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order, and certificate of hearing with the notice adopted by the City Council for the City of Fitchburg, Massachusetts, on the \_\_\_\_\_ day of \_\_\_\_\_, 2016, recorded with the records of location orders of said City, Book \_\_\_\_\_, Page \_\_\_\_\_. This certified copy is made under the provision of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:

\_\_\_\_\_  
Town Clerk





Petitions (cont)

The following Petition was referred to the City Property Committee:

- 068-16. Calvin D. Brooks, City Treasurer, to declare as excess Property and refer to the Chief Procurement Officer for advertising and sale-21 Oxford Street, as outlined in the enclosed petition.

**TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG**

Ladies and Gentlemen:

The undersigned Petition your Honorable Body to

After receiving surplus needs surveys from the City Clerk, declare as excess the following property and refer it to the Chief Procurement Officer for advertising and sale.

1. 21 Oxford Street

Parcel 3-29-0

This parcel has had a tax lien on it for many years. On March 11, 2016, Land Court issued judgment in the city's tax lien foreclosure case on this property. It now is owned by the city. Selling this property will put it back on the tax rolls.

Respectfully submitted,



Calvin D. Brooks  
Treasurer

FITCHBURG CITY CLERK  
MAR 31 08 11

*City of Fitchburg,* April 5, 2016

Petitions (cont)



**CALVIN D. BROOKS**  
Treasurer

## City of Fitchburg

OFFICE OF THE TREASURER

166 Boulder Drive  
Fitchburg, MA 01420

978-829-1830  
FAX 978-829-1971

March 29, 2016

Mayor Stephen L. DiNatale  
166 Boulder Drive  
Fitchburg, MA 01420

Re: 21 Oxford Street  
Parcel 3-29-0 Case No. 15 TL 000673

Dear Mayor DiNatale:

Our attorney has advised that on March 11, 2016, Land Court issued judgment in the city's tax lien foreclosure case on the above property. Enclosed is a copy of the Judgment in Tax Lien Case, the Property Record Card, and a parcel map. This property includes both land and building. Taxes due on the property, not including interest, are \$24,237.43, and do not include FY2016 property taxes.

Representatives from various city departments are currently discussing what to do with the property and will be making a recommendation to you shortly. In the meantime, the city will be taking steps to secure and insure the property.

Thank you.

Sincerely,

Calvin D. Brooks  
Treasurer

Enc.

Cc: Council President Michael Kushmerek ✓  
Ken Wilson, Chief Assessor  
Richard Sarasin, City Auditor  
Michelle Shepard, Assistant Treasurer  
Vincent Pusateri, City Solicitor  
NICE Committee-email

FITCHBURG CITY CLERK  
16 MAR 30 10 27

City of Fitchburg,

April 5, 2016.

Petitions (cont)

Land Court costs \$584.63

Legal Fees \$1,113.25 (estimated)

RE: 21 Oxford Street (bldgs) - Assessors: 0003-0029-0

[SEAL]

COMMONWEALTH OF MASSACHUSETTS  
LAND COURT  
DEPARTMENT OF THE TRIAL COURT



COPY

Case No.: 15 TL 000673

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Michael A. Fraticelli, Katherine L. Fraticelli

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

**ADJUDGED and ORDERED** that all rights of redemption are forever foreclosed and barred under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	03/14/2008	6691	13		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY  
ATTEST:

*Deborah J. Patterson*  
RECORDER

Deborah J. Patterson  
Recorder

Entered: March 11, 2016

Unofficial Property Record Card

Page 1 of 1

## Unofficial Property Record Card - Fitchburg, MA

### General Property Data

Parcel ID 3-29-0	Account Number 0
Prior Parcel ID -103.445-0.04286	Property Location 21 OXFORD ST
Property Owner FRATICELLI, MICHAEL A. (TE)	Property Use ONE FAM
FRATICELLI, KATHERINE L.	Most Recent Sale Date 12/21/1999
Mailing Address 21 OXFORD STREET	Legal Reference 3506-280
City FITCHBURG	Grantor PAINE, MICHAEL B.,
Mailing State MA Zip 01420	Sale Price 62,000
Parcel Zoning RB	Land Area 0.084 acres

### Current Property Assessment

Land Value 24,600	Building Value 89,900	Total Value 120,900
-------------------	-----------------------	---------------------

### Building Description

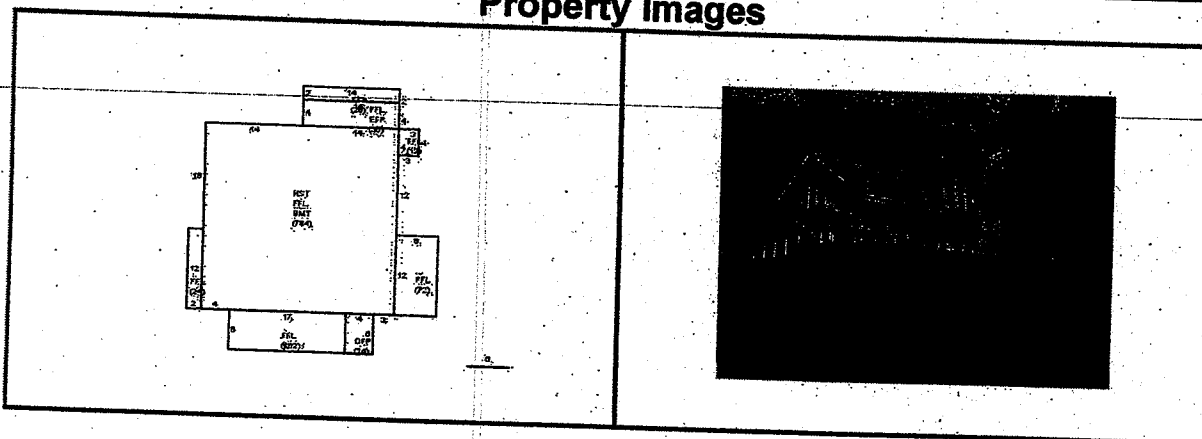
Building Style CONVENT'NL	Foundation Type MASONRY	Flooring Type HARDWOOD
# of Living Units 1	Frame Type WOOD	Basement Floor N/A
Year Built 1920	Roof Structure GABLE	Heating Type STEAM
Building Grade AVERAGE	Roof Cover ASPHALT SH	Heating Fuel GAS
Building Condition Average	Siding CLAPBOARD	Air Conditioning 0%
Finished Area (SF) 1638	Interior Walls PLASTER	# of Bsmt Garages 0
Number Rooms 6	# of Bedrooms 3	# of Full Baths 2
# of 3/4 Baths 0	# of 1/2 Baths 0	# of Other Fixtures 1

### Legal Description

### Narrative Description of Property

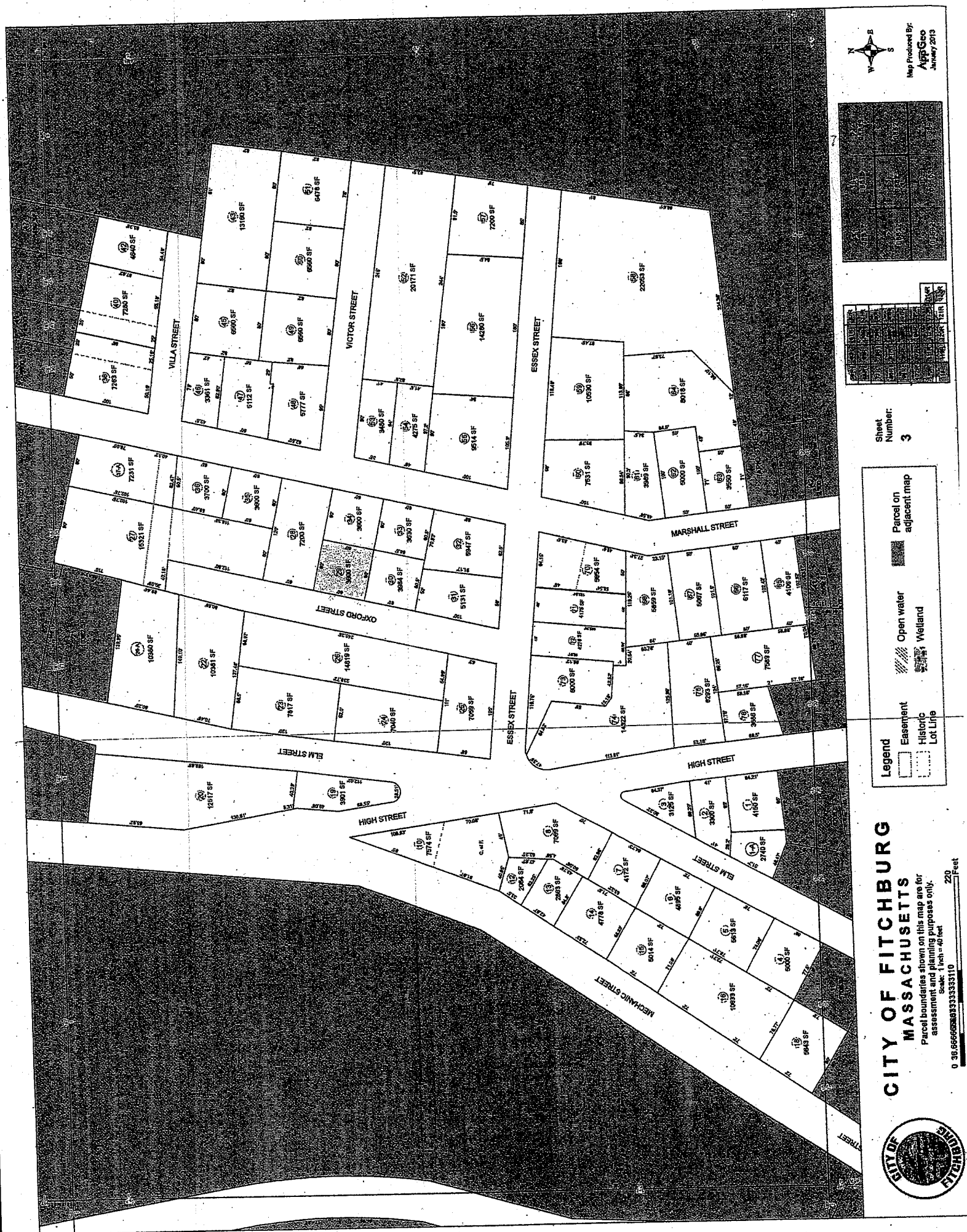
This property contains 0.084 acres of land mainly classified as ONE FAM with a(n) CONVENT'NL style building, built about 1920, having CLAPBOARD exterior and ASPHALT SH roof cover, with 1 unit(s), 6 room(s), 3 bedroom(s), 2 bath(s), 0 half bath(s).

### Property Images



Disclaimer: This information is believed to be correct but is subject to change and is not warranted.

Petitions (cont)



*City of Fitchburg,* April 5, 2016

Petitions (cont)

The following Petition was referred to the City Property Committee:

069-16. Calvin D. Brooks, City Treasurer, to amend the City Code, Ch. 14, article 1: Sale of City-owned Real Estate, Section 1-2 Procedure as outlined in the enclosed Petition.

**TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG**

Ladies and Gentlemen:

The undersigned Petition your Honorable Body to

Amend the City Code Chapter 14, Article I: Sale of City-owned Real Estate, section 14-2 Procedure by adding Paragraph H as follows:

**"Nothing herein shall prevent the duly appointed custodian of tax possessions from applying any procedure set forth in Massachusetts General Law including but not limited to M.G.L. Chapter 60, section 77B for selling or leasing property."**

As the City acquires real property through foreclosure of tax liens, it needs an expedited way to dispose of it. The City is not well equipped to manage property and occupants therein. This alternate method will allow the city to dispose of its tax possessions more quickly.

Respectfully submitted,



Calvin D. Brooks  
Treasurer

FITCHBURG CITY CLERK  
16 MAR 25 16 08

## Petitions (cont)

The following Petition was referred to the City Property Committee:

- 070-16. Mary Jo Bohart, Economic Development Director, to declare as excess the following properties and refer them to the Chief Procurement Officer for advertising and sale:  
617 Water Street and "0" Lancaster Street  
50 Laurel Street  
(As outlined in the enclosed Petition).

**TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG**

Ladies and Gentlemen:

The undersigned Petition your Honorable Body to

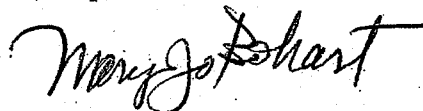
After receiving surplus needs surveys from the City Clerk, declare as excess the following properties and refer them to the Chief Procurement Officer for advertising and sale.

1. 617 Water Street and "0" Lancaster Street
2. 50 Laurel Street

Parcels: 109-32-0 and 109-11-0  
Parcel: 55-10-0

These parcels have had tax liens on them for many years. In December, 2015, Land Court issued judgment in the city's tax lien foreclosure cases on these properties. They now are owned by the city. Selling these properties will put them back on the tax rolls.

Respectfully submitted,



Mary Jo Bohart  
Economic Development Director

16 MAR 31 12 12  
FITCHBURG CITY CLERK

City of Fitchburg, April 5, 2016

Petitions (cont)

[SEAL]

617 Water Street Bk 8482 Pg 214 #378  
01-11-2016 @ 09:25a  
COMMONWEALTH OF MASSACHUSETTS  
LAND COURT  
DEPARTMENT OF THE TRIAL COURT

Case No.: 14 TL 150193

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Deanne M. Ludwick

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

**ADJUDGED and ORDERED** that all rights of redemption are forever foreclosed and barred under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	03/14/2008	6691	238		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY  
ATTEST:

Deborah J. Patterson  
Recorder

Deborah J. Patterson  
Recorder

Entered: December 1, 2015

ATTEST NO. WORC. REGISTRY OF DEEDS  
KATHLEEN REYNOLDS DAIGNEAULT, REGISTER



City of Fitchburg,

April 5, 2016

Petitions (cont)

[SEAL]

8 Lancaster Street

Bk 8482 Pg 286 #413  
01-11-2016 @ 11:44a

COMMONWEALTH OF MASSACHUSETTS  
LAND COURT  
DEPARTMENT OF THE TRIAL COURT

Case No.: 14 TL 149810

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Deanne M. Ludwick

This case came on to be heard and was argued by counsel, and thereupon, upon consideration thereof, it is

**ADJUDGED and ORDERED** that all rights of redemption are forever foreclosed and barred under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	03/14/2008	6691	236		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY  
ATTEST:

Deborah J. Patterson  
Recorder

Deborah J. Patterson  
Recorder

Entered: December 9, 2015

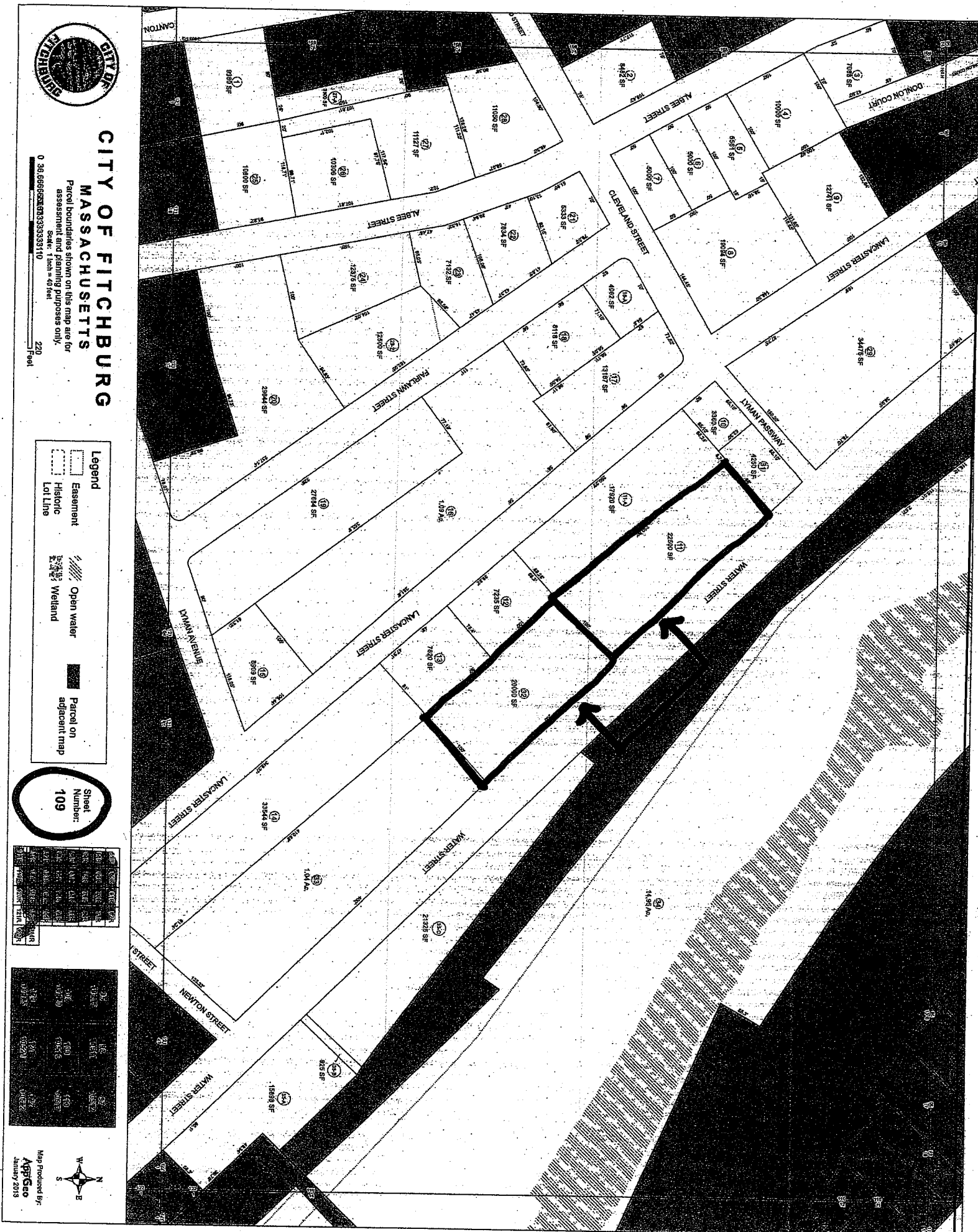
Recorded  
03/14/2008

03/14/2008  
J. F. LUDWICK

03/14/2008  
J. F. LUDWICK

ATTEST: NO. WORC. REGISTRY OF DEEDS  
KATHLEEN REYNOLDS DAIGNEAULT, REGISTER

03/14/2008  
KATHLEEN REYNOLDS DAIGNEAULT, REGISTER



Petitions (cont)

[SEAL]

50 Laurel Street

ER 8482 Pg213 #377  
01-11-2016 09:25a

COMMONWEALTH OF MASSACHUSETTS  
LAND COURT  
DEPARTMENT OF THE TRIAL COURT

Case No.: 14 TL 149839

JUDGMENT IN TAX LIEN CASE

City of Fitchburg

vs.

Andrea Ridley Trustee of the 50 Laurel Street Realty Trust, Amara Ridley Trustee of the 50  
Laurel Street Realty Trust

This case came on to be heard and was argued by counsel, and thereupon, upon consideration  
thereof, it is

**ADJUDGED and ORDERED** that all rights of redemption are forever foreclosed and barred  
under the following deed(s) given by and/or the tax taking(s) made by the Collector of Taxes for the  
City of Fitchburg in Worcester County and said Commonwealth:

<u>Land Type</u>	<u>Tax Taking Date</u>	<u>Book No.</u>	<u>Page No.</u>	<u>Document No.</u>	<u>Certificate of Title No.</u>
Recorded	03/15/1995	2700	309		

By the Court: Deborah J. Patterson

Attest:

A TRUE COPY  
ATTEST:

Deborah J. Patterson  
RECORDER

Deborah J. Patterson  
Recorder

Entered: December 1, 2015

RECORDED  
FEB 11 2016

03/12/2012  
FEB 11 2016

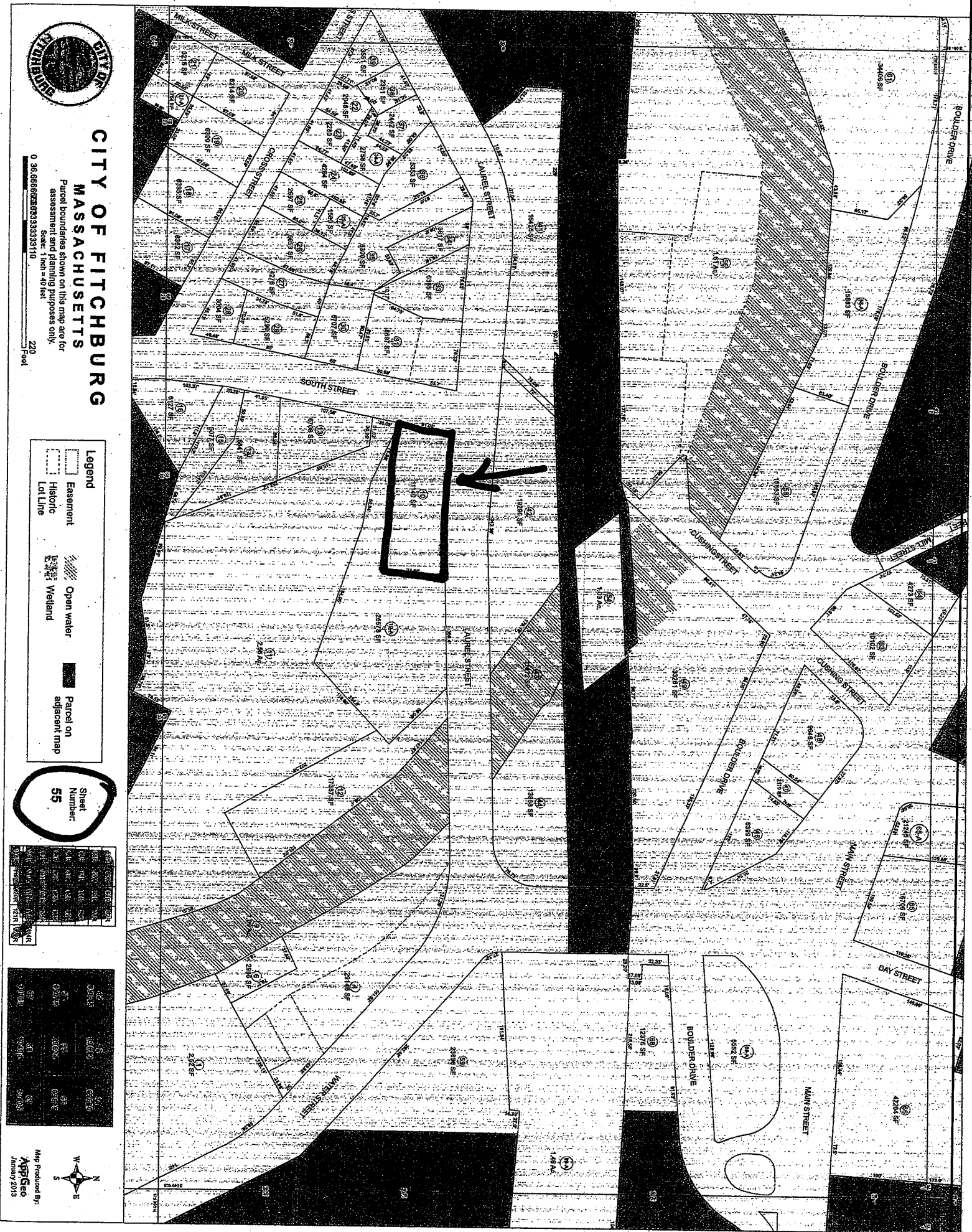
3000  
FEB 11 2016

304  
FEB 11 2016

RECORDED  
FEB 11 2016

RECORDED  
FEB 11 2016

ATTEST NO. WORC. REGISTRY OF DEEDS  
KATHLEEN REYNOLDS DAIGNEAULT, REGISTER



## Petitions (cont)

Part one of the following Petition was referred to the Tax Increment Financing Board.

Part two of the following Petition was referred to the Appointments Committee:

- 071-16. Hon. Stephen L. DiNatale, Mayor, to petition to:
1. Authorize the City of Fitchburg to enter in a Tax Increment Financing (TIF) agreement with M.A.S. Realty Corporation as outlined in the petition, and
  2. Petition for two appointees chosen by the Mayor (as outlined in the petition) to serve as members on the TIF Board be appointed under Suspension of the Rules, as time is of the essence.

**TO THE HONORABLE CITY COUNCIL OF THE CITY OF FITCHBURG**

Ladies and Gentlemen:

The undersigned Petition your Honorable Body to.

March 31 2016

16 MAR 31 14 03  
FITCHBURG CITY CLERK

Dear Honorable Councilors,

I formally petition your honorable body pursuant to Article 3 § 161-12 of the Fitchburg City Code to authorize the City of Fitchburg to enter in a Tax Increment Financing (TIF) agreement with M.A.S. Realty Corporation, located at 93 Nockege Street and 0 Nockege Street Fitchburg, MA 01420; More fully described as parcel ID numbers 28-24-0 and 28-23-0.

Furthermore, I formally petition for two appointees chosen by myself pursuant to Art. 3 § 161-12 of the City of Fitchburg City Code to serve as members on the Tax Increment Financing Board.

For reasons says the City of Fitchburg has an opportunity to host a business to aid Fitchburg in economic improvement through a TIF agreement with M.A.S. Realty.

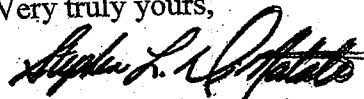
Further reason says a TIF agreement is in the best interest of the City of Fitchburg in welcoming M.A.S. Realty in to the City of Fitchburg.

In accordance with the provisions of Article 3 § 161-12, I hereby appoint and ask for your confirmation and approval of Mr. Jay Bry, Vice President of Finance and Administration at Fitchburg State University as the financial professional, and Mr. Bruce Teittinen of 795 Fisher Road, Fitchburg, MA; a resident of the City of Fitchburg that pays real estate taxes, to serve as the Mayoral appointees to the Tax Increment Financing Board.

I respectfully request the Honorable Council to suspend the rules for the Mayoral appointees, as time is of the essence.

Thank you for your time and consideration of this important matter.

Very truly yours,



Stephen L. DiNatale,  
Mayor of the City of Fitchburg

City of Fitchburg, April 5, 2016

Tabled Matter  
#13-2016

**TABLED MATTER**

13-2016. SPECIAL PERMIT PETITION: Mr. Robert Lemay to renovate non-conforming building that has been abandoned or not used for a period of more than two years at 148 Myrtle Ave. Map 33, Block 124 Lot 0.

The following email chain was read in to the record of the City Council meeting held on March 15, 2016 immediately prior to discussion held on Special Permit 13-2016

**Farrell, Anna**

**From:** Michael Kushmerek <michael.kushmerek@yahoo.com>  
**Sent:** Tuesday, March 15, 2016 12:16 PM  
**To:** Farrell, Anna  
**Subject:** Fw: Fwd: Special Permit petition #13-2016 related to 148 Myrtle Ave

Per our discussion. Can you please print this chain for tonight's reading?

thanks,

Michael P. Kushmerek  
Fitchburg City Council President  
Ward 4  
339 Blossom Street  
Fitchburg, MA 01420  
[michael.kushmerek@yahoo.com](mailto:michael.kushmerek@yahoo.com)  
(978) 696-5824

----- Forwarded Message -----

**From:** Michael Kushmerek <mkushmerek@gmail.com>  
**To:** Michael Kushmerek <michael.kushmerek@yahoo.com>  
**Sent:** Monday, March 14, 2016 9:59 PM  
**Subject:** Fwd: Special Permit petition #13-2016 related to 148 Myrtle Ave

Sent from my iPhone

Begin forwarded message:

**From:** Vincent Pusateri II <vpusateri@pusaterilaw.com>  
**Date:** March 14, 2016 at 9:47:50 PM EDT  
**To:** "mkushmerek@gmail.com" <mkushmerek@gmail.com>  
**Subject:** Fwd: Special Permit petition #13-2016 related to 148 Myrtle Ave

I think the purge any potential open meeting violation it would be well advised for you to read the chain of emails or make them available to the public for their inspection at the meeting.

It's relatively short. I also think it will highlight an opportunity so that Everyone will know not to respond to the group like this in the future.

What do you think?

Please excuse typos  
Vincent P. Pusateri, II, Esquire  
Pusateri & Wilson, P.C.  
128 Prichard Street

Tabled Matter  
#13-2016 (cont)

Fitchburg, MA 01420  
978-342-6081  
978-343-0600

**Confidentiality:** The information contained in this electronic message is confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any reading, dissemination, distribution, copying or other use of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone (978) 342-6081 and return the original message to us at the above address via the U.S. Postal Service.

**IRS Circular 230 Disclosure:** To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. federal tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein.

**Debt Collection:** Part of the practice of the attorney sending you this email involves the collection of debts. Any and all information obtained with regard to such matters will be used for such purposes.

Begin forwarded message:

**From:** Dean A Tran <[dean@deantran.com](mailto:dean@deantran.com)>  
**Date:** March 14, 2016 at 1:49:48 PM EDT  
**To:** "Amy Green" ([voteamygreen@gmail.com](mailto:voteamygreen@gmail.com))  
<[voteamygreen@gmail.com](mailto:voteamygreen@gmail.com)>  
**Cc:** "Jeffrey A. Bean" <[beanandassociates@gmail.com](mailto:beanandassociates@gmail.com)>, ANGELO BISOL  
<[fitchburgward5@gmail.com](mailto:fitchburgward5@gmail.com)>, Stephen Hay <[councilorhay@gmail.com](mailto:councilorhay@gmail.com)>,  
"Michael Kushmerek" <[mkushmerek@gmail.com](mailto:mkushmerek@gmail.com)>, Paul Beauchemin  
<[pbeaucheminsr@gmail.com](mailto:pbeaucheminsr@gmail.com)>, Bob Lavoie <[Bob@jblclaw.com](mailto:Bob@jblclaw.com)>, "David  
Clark" ([fitchburgsdaveclark@gmail.com](mailto:fitchburgsdaveclark@gmail.com))  
<[fitchburgsdaveclark@gmail.com](mailto:fitchburgsdaveclark@gmail.com)>, Joel Kaddy <[joelkaddy@gmail.com](mailto:joelkaddy@gmail.com)>,  
"Robert Lemay" <[robertilemay56@gmail.com](mailto:robertilemay56@gmail.com)>, <[jodyndeby@gmail.com](mailto:jodyndeby@gmail.com)>,  
Marcus DiNatale <[marcusdinatale@gmail.com](mailto:marcusdinatale@gmail.com)>,  
<[vpusateri@pusaterilaw.com](mailto:vpusateri@pusaterilaw.com)>  
**Subject:** Re: Special Permit petition #13-2016 related to 148 Myrtle Ave

Please refrain from responding with everyone on the thread and respond directly to the petitioner.

Thank you,  
Dean

On Mar 14, 2016, at 1:44 PM, Amy Green  
<[voteamygreen@gmail.com](mailto:voteamygreen@gmail.com)> wrote:



I will only grant permit if all the conditions are met as set forth by the NICE committee & the previous directions from the department heads

Amy Green Ward 1 Councilor

On Mar 14, 2016 1:42 PM, "Jeff Bean"

<[beanandassociates@gmail.com](mailto:beanandassociates@gmail.com)> wrote:

Peter /Bob,

I would like to see a response from Mr Lanciani in regards to your letter outlining your conditions that are acceptable before pulling it off the table.

Thanks

Jef

Jeffrey Bean, President  
Bean & Associates  
1495 Pearl Hill Road  
Fitchburg, MA 01420  
202-446-8140

On Mon, Mar 14, 2016 at 12:28 PM, Robert Lemay  
<[robertilemay56@gmail.com](mailto:robertilemay56@gmail.com)> wrote:

Dear Councilors,

As you are aware, at the last City Council meeting, we requested a continuance to review the conditions we prepared to special permit petition #13-2016 related to 148 Myrtle Ave that we find acceptable

Since that meeting, we have communicated with the NICE Committee and have not received any concerns back.

If any councilors have any concerns that you would like us to address before the meeting, please let us know.

Regards,

Peter Lemay  
(978) 618-7174

Robert Lemay  
(978) 764-6938



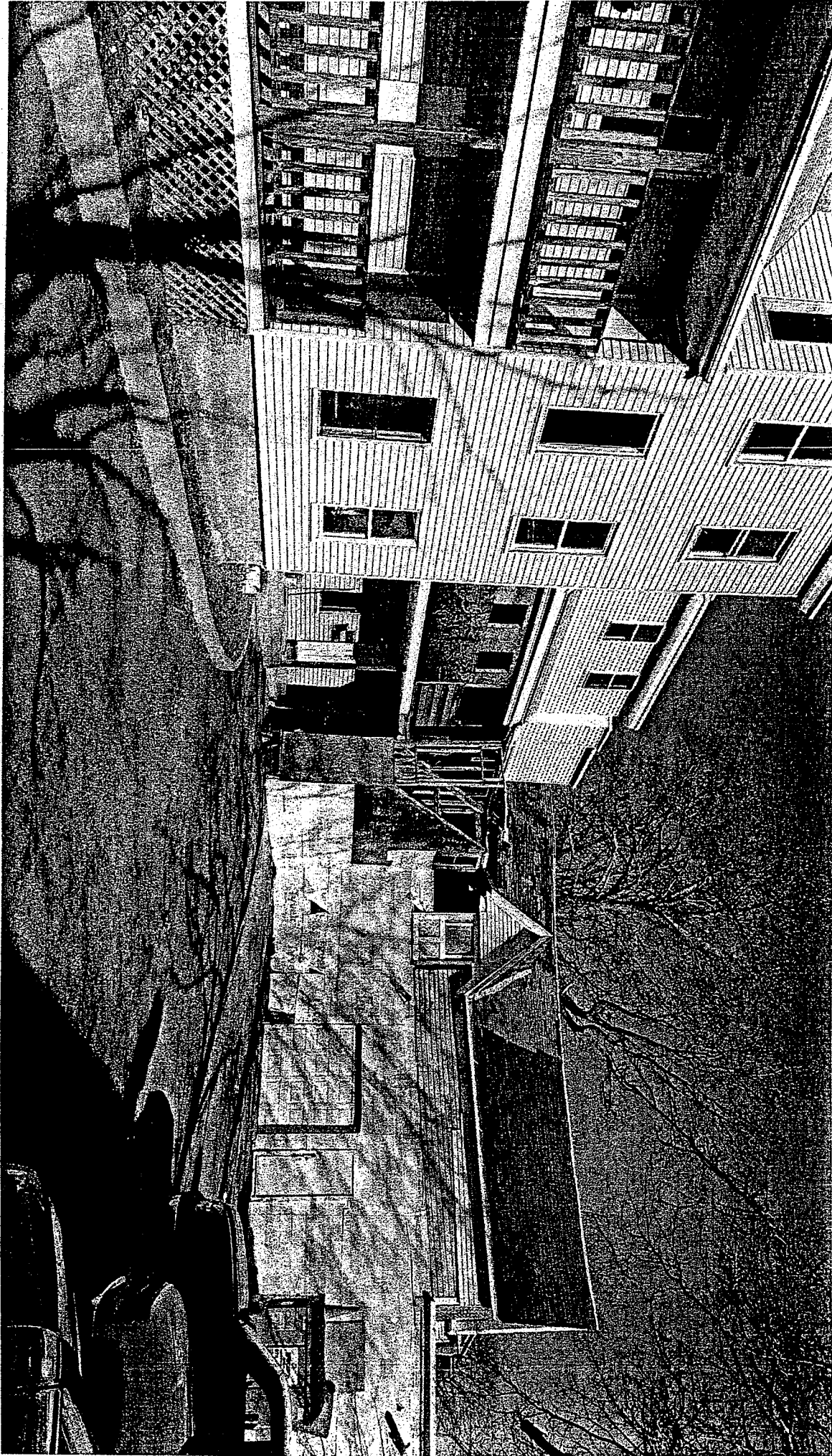
Tabled Matter  
#13-2016 (cont)

Submitted 2-5-1  
for 3-15-16  
package

Conditions acceptable to applicant for Special Permit #13-2016

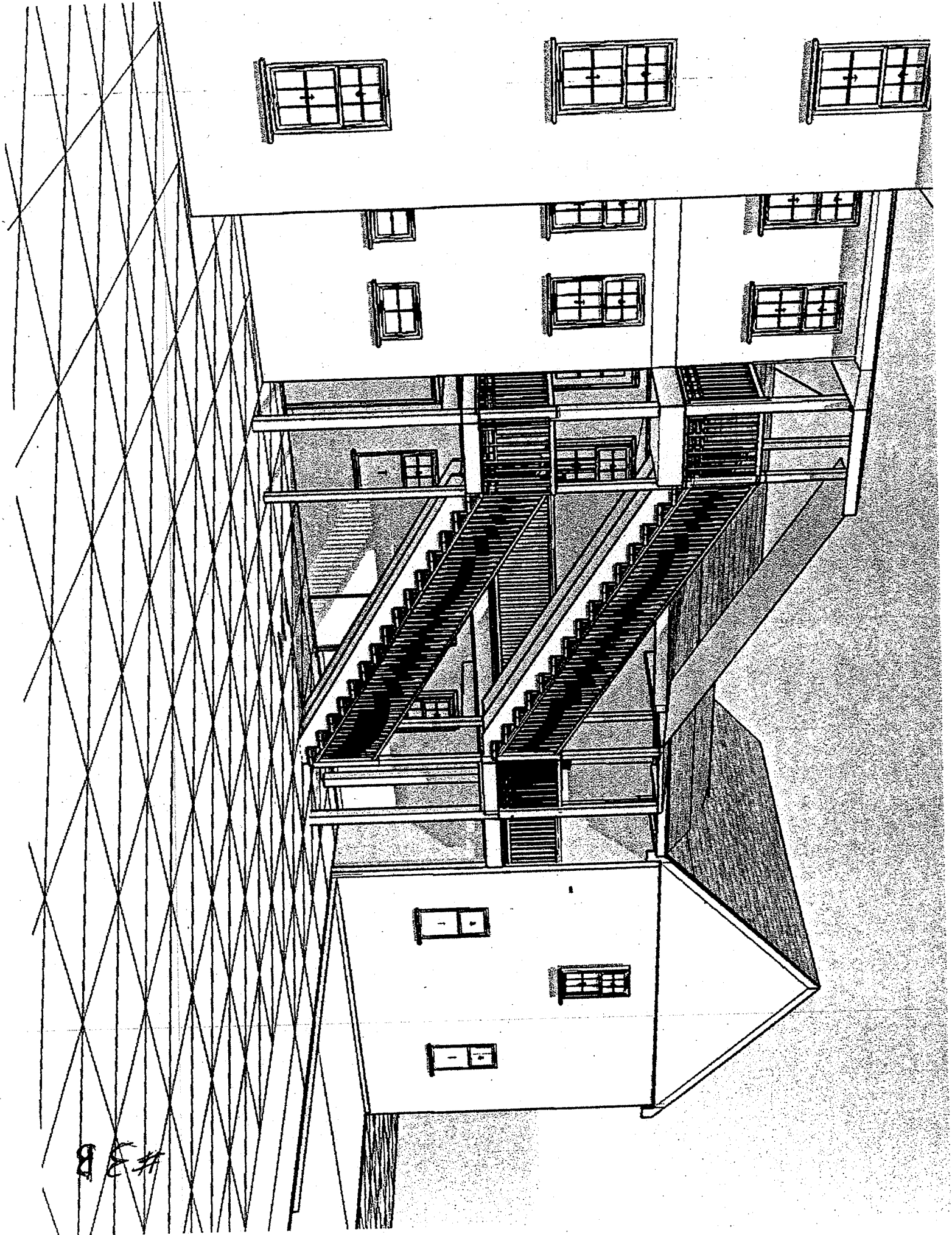
148 Myrtle Ave

1. The existing barn will be removed before any units can be occupied.
2. The entire building shall have a fire protection system in compliance with the current building code before any units can be occupied. We will install 13R sprinklers in entire building.
3. The rear egress (stairways and porch) will be removed and rebuilt before any units can be occupied. Current photo and proposed 3D rendering attached.
4. The front stairs between the 2<sup>nd</sup> and 3<sup>rd</sup> floors will be removed and rebuilt before any units can be occupied. Proposed floor plan attached with stairway highlighted.
5. All work done will be done in compliance with current code. Sanitary codes under lead poisoning prevention controls will be followed before any units can be occupied.
6. All work being done must be done under Construction Control guidelines of the current building code. Mark Schryver, architect, will supervise project.
7. The 21F fire inspections will be complete before any units can be completed.
8. Each unit will be inspected before being occupied. We reserve the right to have tenants occupy units once all work is complete on that unit items and items #1 thru #4 are complete. The building permit will be good for two years and may be practical that units are phased in during that time,
9. We will provide the form of lease to be used for each apartment. We have modified the lease and added language that no more than 3 unrelated persons can occupy the apartment and all tenant as a single housekeeping unit will maintain the apartment. Attached.
10. We will notify the City of Fitchburg (building, health and fire departments) when we have apartment turn over so the premises can be inspected for compliance that it is not being operated as a lodging house. We will have a maximum of three bedrooms per apartment and no more than three unrelated persons forming a single housekeeping unit.
11. Nothing in these conditions imply that we intend to demolition any part of building that is structurally sound and functioning just because the current code has changed from when building was built. For example, the ceiling height on 3<sup>rd</sup> floor is 7'1" while current code is 7'4". We are not intending to remove roof and raise height of building. All priors issue raised regarding this building involving public health and safety or work done by prior owner which may have been unauthorized are being addressed in #1 thru #4 above.

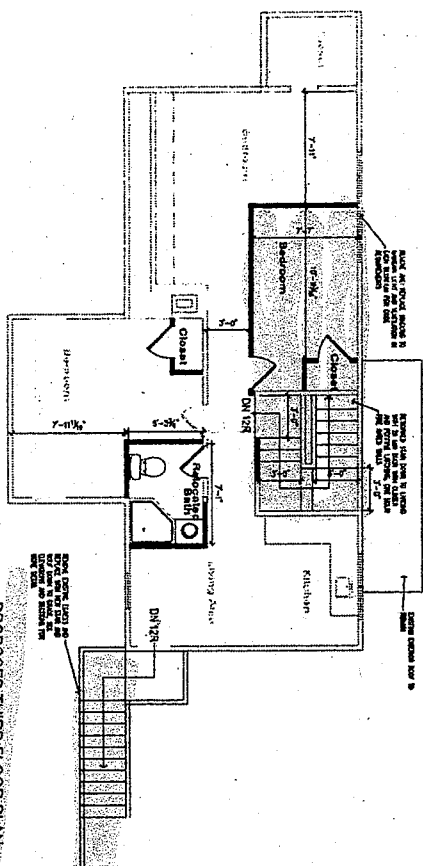


#3 A

Tabled Matter  
#13-2016 (cont)

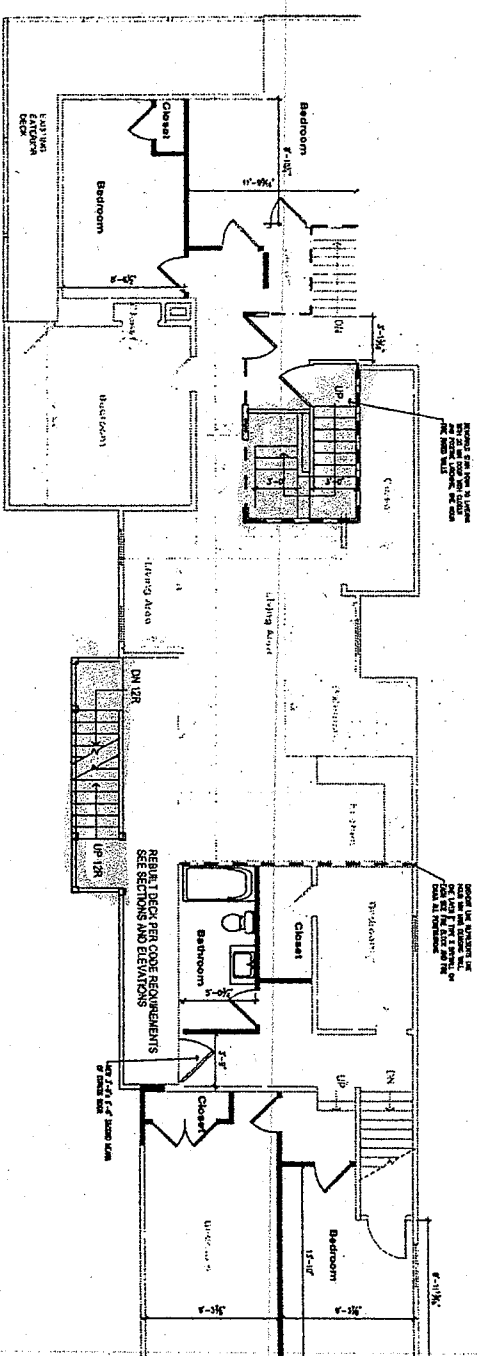


#3B



PROPOSED THIRD FLOOR PLAN

SCALE: 1/4"=1'-0"



PROPOSED SECOND FLOOR PLAN

SCALE: 1/4"=1'-0"

GENERAL NOTES

- 1- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 2- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 3- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 4- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 5- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 6- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 7- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 8- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 9- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
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- 15- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 16- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 17- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 18- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 19- ALL WORK IS SUBJECT TO CITY RECORDS, DATA
- 20- ALL WORK IS SUBJECT TO CITY RECORDS, DATA

HOUSE RENOVATION  
148 MYRTLE AVE  
FITCHBURG, MA



DATE : 2.29.16

PROPOSED FLOOR PLANS

SCALE: 1/4"=1'-0"

PERMIT SET A4

14#

Tabled Matter  
#13-2016 (cont)

#91

**Residential Lease Agreement.**

This agreement, dated \_\_\_\_\_ is between Fitchburg State Off Campus, and

name : \_\_\_\_\_

name : \_\_\_\_\_

name : \_\_\_\_\_

**1. Landlord:**

the landlord(s) and/or agent(s) is/are:

\_\_\_\_\_  
(or agent) who may sign as an authorized representative on behalf of the owner or the  
Leased Premised and will be referred to in this Lease Agreement as "Land lord"

**2. Tenant:**

The Tenant(s) is/are:

Name: \_\_\_\_\_ ss# last four; \_\_\_\_\_

Name: \_\_\_\_\_ ss# last four; \_\_\_\_\_

Name: \_\_\_\_\_ ss# last four; \_\_\_\_\_

And will be referred to in this Lease Agreement as "Tenant".

**3. Rental Property:**

The Landlord agrees to rent to the Tenant the property \_\_\_\_\_, which will  
be referred to in this Lease as the "Leased Premises".

**4. Term of Lease Agreement:**

The Lease Agreement will begin \_\_\_\_\_ and will end on \_\_\_\_\_.  
Example; School year ends May 10<sup>th</sup>, the tenant agrees to be out of the apartment by the 20<sup>th</sup>.

**5. Use and Occupancy of Property:**

- A. The Tenant(s) defined in #2 are the only person(s) living in the Leased Premises.
- B. Any change in occupancy will require written consent of the Landlord and may be subject to an adjustment in the amount of rent.
- C. It is understood Mass. Law does not allow more than three unrelated persons living together, (chapter 140, and section 22).

#9-2

- D. The tenants / occupants which together form a "single housekeeping unit", agree they are jointly responsible for the maintenance, operation (cooking and cleaning), and preservation of the apartment.
- E. The tenant will use the Leased Premises only as a residence.
- F. Any person on location more than 14 days per month or more than 3 consecutive days will be considered living there, this is a violation.

**6. Rent:**

- A. The amount of the Rent is (variable number) to be paid monthly.
- B. The rent is due in advance on or before the 1<sup>st</sup> day of each month. The rent due date is the date the Landlord must receive the Tenant's payment.
- C. The Landlord acknowledges receipt from the Tenant of the sum of (payment amount) as "Advance Rent" for the last and final month of the Lease. If the lease term is renewed, the Advance Rent shall be carried though and applied to the last rent payment at the end of the very last renewal lease term. At no time shall the Advance Rent be used as payment for rent before the last payment due at the end of the last lease term without written permission by the Landlord.
- D. Tenant agree to pay the rent and all additional rent when due on time, without demand. All additional charges, costs and fees set forth throughout this Lease Agreement, are considered to be additional rent. Upon the nonpayment of additional rent, Landlord will have the same rights to proceed against the Tenant for the collection or eviction as if Tenant defaulted on the rental payment.
- E. Rental payments are made electronically through the tenant portal.
- F. A credit of \$20.00 is applied when paid electronically.
- G. A credit of \$20.00 is applied when paid before the due date.

**7. Funds Collected on or before Lease Signing:**

The following funds are due on or before the signing of the Lease Agreement unless otherwise agree to in writing

First Month's rent, \_\_\_\_\_  
Last Month's rent, \_\_\_\_\_  
Total Due \_\_\_\_\_

Funds marked with (R) are refundable in accordance with terms and conditions of this Lease and all applicable laws, while funds marked (NR) are non-refundable fees.

**8. Late Fee:**

- A. If the rent or any other charges are not received by the Landlord on or before 30 days after the rent due date, Tenant must pay a late fee of (variable number) in additional to the rent.
- B. Payments received by Landlord when there are arrearages, shall be credited first, to the outstanding balance, and then applied to the current amount due.

**9. Returned Payments:**



Tabled Matter  
#13-2016 (cont)

#9-3

- A. A returned payment fee of \_\_\_\_\_ will be added for all returned payments. A personal check will not be accepted as payment to replace a returned payment. Payments need be completed on line.
- B. If there are 2 or more instances of returned payments, Tenant agree that the Landlord may require all future payment to be made only by Certified Check, Money Order, or Online (realizing no credits).
- C. If your financial institution returns payment and causes the rental payment to be late, a late charge will be applied.

**10. Ending the Lease:**

At the end of this Lease Agreement, Tenant must vacate and shall immediately and peacefully surrender and return to the Landlord the possession of the Lease Premises in as good condition as when Tenant took possession less normal wear and tear. The Leased Premises shall be cleared out of all occupants, furniture, personal articles, and effects of any kind.

**11. Utilities & Services:**

- A. Land will be responsible for the following utilities and services; Electricity, Water, Gas, Cable TV, and Internet.
- Tenant agrees that Landlord will not be held responsible for the loss of use, or discontinuation or interruption of utility or extra services beyond the Landlord's control.
  - Tenant shall notify the Landlord of any malfunction of a utility.
  - Tenant may not be negligent in his/hers use of any included utility or service. An allowance of \_\_\_\_\_ kilowatt hours is apportioned per unit (this is a two year average, documentation attached as addendum). As well, \_\_\_\_\_ CCF's (basic measurement of natural gas) will be allocated per unit. (This is a two year average, documentation attached as addendum).
    - These allowances and appropriations are for the first ten months of tenancy. Any overage will be added to the eleventh month's rent.
    - This section will not apply if the allowance fields are not completed.

**12. Appliances:**

- A. Landlord will supply and maintain; washing machine (coin op), Dryer (coin op), Refrigerator, and Stove.
- Tenant will keep appliances provided by the Landlord in good working order and shall report any malfunction to the Landlord. Any damages sustained due to the neglect or misuse by the Tenant will become the full responsibility of the Tenant, either in the appliance repair or replacement.
  - Tenant agrees that the items specified above are the property of the Landlord and will remain with the Leased Premises at the end of this lease term.
- B. Tenant must have written approval before installing any appliance. Landlord accepts no responsibility for the maintenance, repair or upkeep of any appliance supplied by the Tenant. Tenant agrees he/she is responsible for any damage that occurs to the Leased

#9-4

Premises resulting from the additional of any appliance that is supplied by the Tenant, an Air Conditioner is considered to be an appliance (the utility cost of an air conditioner is not included in the rent, energy cost for air conditioner is \$30.00 per month).

**13. Maintenance and Repairs:**

The Tenant is responsible for all repairs needed in or about the Leased Premises, up to and including \$10.00.

- A. It is the responsibility of the Tenant to promptly notify the Landlord of the need for any repair of which the Tenant becomes aware, notifications are to be completed within the tenant portal.
- B. If any required repair is caused by the negligence of the Tenant and/or Tenant's guest, the Tenant will be fully responsible for the cost of the repair and/or replacement that may be needed. Tenant is 100% responsible for repairs within private space, and proportionately responsible with the shared areas.
- C. The Tenant must keep the Leased Premises clean and sanitary at all times and remove all rubbish, garbage, and other waste, in a clean, tidy and sanitary manner.
- D. Tenant must abide by all local recycling regulations.
- E. The Tenant shall properly use and operate all electrical, cooking and plumbing fixtures and keep them clean and sanitary.
- F. The Tenant is not permitted to paint, make any alterations, improvements or additions to the Leased Premises without first obtaining the written permission of the landlord. The Landlords permission to a particular painting, alteration, improvement, or addition shall not be deemed as consent to future painting, alterations, improvement, or additions.
- G. The tenant is responsible for removing snow and ice from stairs and walkways.
- H. The Tenant shall provide his or her own pest control services.
- I. The Tenant shall contact \_\_\_\_\_, in the event of any repair emergency.
- J. The \$10.00 repair limit, is for items such as a light bulb, your trash bags.
- K. It is important that any water leak, any concerns or issues be reported as soon as possible.

**14. Condition of the Property:**

- A. The Tenant acknowledges that the Tenant has inspected the Leased Premises and at the commencement of the Lease Agreement, the interior and exterior of the Leased Premised, as well as all equipment and any appliances are found to be in an expectable condition and in good working order.
- B. The Tenant agrees that neither the Land lord nor his agent has made promises regarding the condition of the Leased Premises.
- C. The Tenant agrees to return the Leased Premises to Landlord at end of the Lease Agreement in the same condition it was at the beginning of the Lease Agreement.
- D. Landlord and Tenant will support the condition of the property with pictures.

**15. Pets:**

- A. Pets are not allowed.



Tabled Matter  
#13-2016 (cont)

#9-5

**16. Rules and Regulations:**

- A. Late fees are strictly enforced and any unpaid fees will not be waived.
- B. Absolutely no smoking is permitted in the Leased Premises.
- C. Garbage/Trash must be taken to the curb on the scheduled day of trash removal, placed at the curb the day before pickup. Within the college area, Thursday is the pickup day.
- D. The Tenant may not interfere with the peaceful enjoyment of the neighbors.
- E. The Tenant will be responsible for any fine and/or violation that is imposed on the Landlord due to the Tenant's negligence. Example; under age alcohol drinking violations, police involvement violations...
- F. The Tenant shall abide by all Federal, State, and Local laws.
- G. The Tenant shall notify the police and Landlord of any illegal activity that is witnessed in or around the Leased Premises.
- H. The Tenant agrees not to use the Leased Premises for any unlawful purpose including but not limited to the sale, use or possession of illegal drugs on or around the Leased Premises.
- I. The Tenant agrees to test smoke detectors periodically as well as maintain operational batteries at all times.
- J. The Tenant must report any malfunction with smoke detectors immediately to Landlord. The Tenant agrees not to remove, dismantle, or take any action to interfere with the operation of any smoke detector(s) installed on the Leased Premises.
- K. The Tenant agrees to test carbon monoxide detector(s) periodically as well as maintain operational batteries at all times. The Tenant must report immediately to the Landlord any malfunction with carbon monoxide detector(s).
- L. Absolutely no hazardous materials are permitted to be in or around the Leased Premises at any time.
- M. The Tenant may not use or store Kerosene or space heaters at any time in or around the Leased Premises.
- N. The burning of candles is not permitted within the Leased Premises.
- O. Under no circumstance may a stove, oven, or range be used as a source for heat.
- P. Charcoal and Gas Barbeque grills may not be used inside the Leased Premises.
- Q. The Tenant shall use ventilating fans at all times when bathing and cooking.
- R. All windows and doors must remain closed during inclement weather. FSOC will install weather film to the windows, any removal or damage will be subject to the cost of replacement.
- S. The Tenant shall notify Landlord of any pest control problems.
- T. The Tenant must notify Landlord of any changes in finances or employment.
- U. The basement and/or attic may not be modified for use as living quarter without written permission of the Landlord.
- V. Trampolines are not permitted on the Leased Premises.
- W. Waterbeds and liquid furniture are not permitted without the written permission of the Landlord.
- X. The Tenant must obtain written permission to install a satellite system or antenna on or around the Leased Premises.

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- Y. The Tenant may not store or park a recreational vehicle, commercial vehicle, or watercraft on Leased Premises without Landlord's permission.
- Z. The Tenant may not hang or place any signs on or about the Leased Premises.
- AA. The Tenant may not block the fire escape at any time.
- BB. Charcoal and Gas Barbeque grills may not be used or stored on any common areas, balconies, decks, patios, porches, and/or landings or entranceways.
- CC. The Tenant may not use windows, decks, or balconies for the purpose of drying laundry.
- DD. Landlord does not permit loud gatherings. A disturbance caused by Tenant or Tenant's occupants or invitees that result in any police action or complaints from neighbor is considered sufficient cause for termination of this Lease and action for eviction as permitted by law. Balance of lease will be due in full.

**17. Addenda:**

The following Addenda, attached to this Lease Agreement, shall become part of this Lease Agreement:

- A. Security Deposit Receipt and Disclosure.
- B. Lead Paint Pamphlet.
- C. Lease Co-Signer Agreement
- D. Utility usage chart.

**18. Insurance:**

Although not required, Tenant is encouraged to obtain personal property/renter's insurance with an insurance company properly licensed to do business in the state. Tenant is solely responsible for any damage or loss of the Tenant's personal property to the extent that the law permits.

**19. Security Not Promised:**

The Tenant has inspected and acknowledges that all locks and smoke detectors are in working order. Any provided fire extinguishers, security alarm systems, and/or carbon monoxide detectors have also been inspected by the Tenant and are in sound working order. Tenant understands that although the Landlord makes every effort to make the Leased Premises safe and secure, this in no way creates a promise of security.

**20. Right of Entry:**

- A. Landlord and/or his agent, with 24 hours written notice have the right during the term of this Lease Agreement to enter during reasonable hours to inspect the premises, make repairs or improvement or show prospective buyers and/or Tenant(s) the Property.
- B. In the event of an emergency, Landlord reserves the right to enter Leased Premises without notice. It is required that Landlord have a working set of keys and/or security codes to gain access to the Leased Premises.

Tabled Matter  
#13-2016 (cont)

#9-7

- a. Tenant will not change, or install additional locks, bolts or security systems without the written permission of the Landlord.
- b. Unauthorized installation or changing of any locks will be replaced at the Tenant's expense.
- c. Tenant shall be responsible for any and all damages that may occur as a result of forcible entry during an emergency, where there is an unauthorized placement of a lock.

**21. Notices:**

- A. Any notice, required by the terms of this Lease Agreement shall be in writing.
- B. Notices sent to Landlord may be sent to the following:
  - a. \_\_\_\_\_, Fitchburg, Ma., 01420
  - b. Email: through the tenant portal,
  - c. Notices may be given by either party to the other in any of the following ways, or any other manner provided for by law;
    1. Regular mail,
    2. Personal delivery
    3. Certified or registered mail, return receipt requested
    4. Email,

**22. Abandonment:**

If Tenant vacates the Leased Premises before the end of the Lease Term or renewal thereof without written permission from the Landlord, Landlord may, at Landlord's sole discretion, hold the Tenant in default of this Lease Agreement. If the Tenant fails to follow proper move out procedures, Tenant will be responsible for any and all damages and losses allowed by federal, state and local regulations as well as this Lease.

**23. Landlord's Remedies:**

If Tenant violates any part of this Lease Agreement including non-payment of rent, the Tenant is in default of this Lease Agreement. In the event of a default, the Landlord may initiate legal proceedings in accordance with local and state regulations to evict or have Tenant removed from the Leased Premises as well as seek judgment against Tenant for any monies owed to Landlord as a result of Tenant's default.

- A. All rent for the balance of the term of this Lease Agreement is immediately due to the Landlord and the Landlord sue for the entire balance as well as any damages, expenses, legal fees and cost.

**24. Subordination:**

This Lease Agreement is subject and subordinated to any lease, financing, loans, other arrangements, or right to possession with regards to the building or land that the Landlord is obligated to now or in the future financing and/or loans or leases on the building and land.

**25. Condemnation:**

If the whole or any part of the Lease Premises is taken by any authority having power of condemnation, this Lease Agreement will end. Tenant shall peaceably vacate the Leased

#9-8

Premises and remove all personal property and the lease terms will no longer apply. The Tenant however is responsible for all rent and charges until such time that Tenant vacated the Leased Premises.

**26. Joint and Several Liability:**

The Tenant understands and agrees that if there is more than one Tenant that has signed the Lease Agreement each Tenant is individually and completely responsible for all obligations under the terms of the Lease Agreement.

**27. Misrepresentation:**

If any information provided by Tenant in application for this Lease is found to be knowingly incorrect, untruthful and/or misleading, it is a breach of this lease.

**28. Binding of Heirs and Assigns:**

All Provisions, terms and conditions of this Lease Agreement shall be binding to Tenant, Landlord, their Heirs, Assignees and Legal Successors.

**29. Severability:**

If any part of this Lease Agreement is not valid, enforceable, binding or legal, it will not cancel or void the rest of this Lease Agreement. The remainder of the Lease Agreement will continue to be valid and enforceable by the Landlord, to the maximum extent of the laws and regulation set forth by local, state, and federal governments.

**30. Governing Law:**

This Agreement shall be governed, construed and interpreted by, through and under the Laws of the State of Massachusetts.

**31. Additional Clauses:**

- A. Landlord's partial acceptance of rental payment is not a waiver of any default by the Tenant.

**32. Paragraph Headings:**

Paragraph headings in this Lease Agreement are for convenient reference only and do not represent the rights or obligations of the Landlord or Tenant.

**33. Entire Agreement:**

- A. Landlord and Tenant agree that this Lease Agreement and any attached Addenda, Rules and Regulations, and/or Special Terms and Conditions accurately represent all terms and agreements between the Landlord and Tenant regarding the Leased Premises.
- B. Tenant acknowledges the receipt of any disclosures required by the State of Massachusetts as well as any disclosures required by federal, state, and local jurisdictions.

Tabled Matter  
#13-2016 (cont)

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NOTICE: THIS IS AN IMPORTANT LEGAL DOCUMENT.

- A. You may have an attorney review the Lease Agreement prior to signing it.
- B. If the Landlord fails to enforce any provision of this Lease Agreement, it will not constitute a waiver of any defaults, future defaults or default of the remaining provisions.
- C. Time is of the essence in this Lease Agreement.

By signing this Lease Agreement, the Tenant certifies that he/she has read, understood and agrees to comply with all of the terms, conditions, Rules and Regulations of this Lease Agreement including any addenda and that he/she has received the following ;

- A. Copies of all Addenda, Rules and Regulations, Special Terms and Conditions, and Applications.
- B. All necessary Keys(s), Garage Door Opener(s), Security Card(s), and/or Auto Stickers to the Lease Premises.

Tenant Signature: \_\_\_\_\_

Tenant Signature: \_\_\_\_\_

Tenant Signature: \_\_\_\_\_

Co-Signer Signature: \_\_\_\_\_ to be added on another page \_\_\_\_\_

Landlord/Agent Signature: \_\_\_\_\_

*City of Fitchburg,* April 5, 2016

Tabled Matter  
#13-2016 (cont)

COMMONWEALTH OF MASSACHUSETTS  
CITY OF FITCHBURG  
CITY COUNCIL

\_\_ March 3 \_\_, 2016

TO: City Council  
166 Boulder Dr.  
Fitchburg, MA 01420

Re: Request for Extension and Waiver of Time Constraints

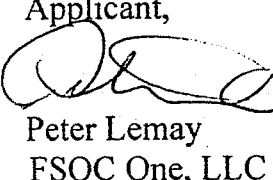
Please be advised that, in connection with the approval of an extension and continuance of the public hearing in the matter noted below, the undersigned has agreed to waive and extend the time constraints by \_\_ 15 \_\_ days beyond whatever deadline(s) would otherwise have been applicable to this proceeding under the State Zoning Act, Mass.Gen.Laws Ch. 40A.

Application for \_Special Permit\_ #13-2016

Property: 148 Myrtle Ave\_\_\_\_\_  
Fitchburg, MA  
Map/Parcel- \_33 / 124\_

Applicant: FSOC Property Management LLC  
7 Keystone Way  
Andover, MA 01810

Next Meeting Date: \_\_ March 15 \_\_, 2016\_\_

Applicant,  
  
Signed: Peter Lemay  
FSOC One, LLC

Cc: Fitchburg City Clerk  
166 Boulder Dr.  
Fitchburg, MA 01420

Tabled Matter  
#13-2016 (cont)

SPECIAL PERMIT APPLICATION  
FROM THE  
CITY OF FITCHBURG  
CITY COUNCIL

FITCHBURG CITY CLERK

16 JAN 14 08 43

Permit Fee \$300.00

Instructions: Complete each section as required. Submit the original application to the Office of the City Clerk.

1. Applicant Name:  
Mailing Address of Applicant:

Robert Lemay  
73 Central St.  
Fitchburg, Ma  
01420

Telephone Number of Applicant: 978 764 6938

2. Address and Description of Property for which the Special Permit is being requested:

148 Myrtle Ave.  
Fitchburg, Ma.  
01420

Fitchburg Assessor's

Map 33, Block 124, Lot 0

3. Owner of Property:

FSOC ONE, LLC  
73 Central St.  
Fitchburg, Ma.  
01420

4. Contact Person for Property:

Robert Lemay

5. Telephone Number for Contact Person:

978 764 6938

City of Fitchburg, April 5, 2016

Tabled Matter  
#13-2016 (cont)

6. Describe What you Intend to use the Property For:

It is our intention to continue to use the Residential building with its existing use. There will be no change of use.

7. Total Square Footage of Proposed Use: 5543.3 (SF)

8. Total Parking Required: EIGHT (8)

9. Total Parking Provided: EIGHT (8)

10. Municipal Services:

Please check as appropriate:

A. Project will tie in to City Sewer System; existing – active

B. Project will tie in to City Water Service; existing – active

C. Project will tie in to Storm Drainage System; NO.

11. Is this Special Permit for a Nursing Home, Truck/Bus Terminal, Research & Testing, Publishing and Printing, Light Manufacturing or Manufacturing?

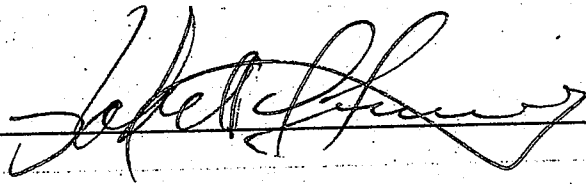
NO.

12. If yes, ...



Tabled Matter  
#13-2016 (cont)

13. Signature of Applicant:



14. Print Name of Applicant:

Robert Lemay

Date:

January 14, 2016

Please note: This application will not be accepted unless ALL the requirements stated in the letter of determination by the Building Commissioner have been met.

DATE RECEIVED BY CITY CLERK

\$ 300 CK# 328  
APPLICATION FEE RECIEVED

FITCHBURG CITY CLERK  
16 JAN 14 08 43

1/13/2016

Unofficial Property Record Card

Unofficial Property Record Card - Fitchburg, MA  
General Property Data

Parcel ID 33-124-0	Account Number
Prior Parcel ID -47.984-0.01416	Property Location 148 MYRTLE AV
Property Owner FANNIE MAE	Property Use APT 4-8
AKA FEDERAL NATL MORG ASSOC	Most Recent Sale Date 1/21/2015
Mailing Address P.O. BOX 650043	Legal Reference 8261-350
City DALLAS	Grantor MAXWELL, STEPHEN L. (TE),
Mailing State TX Zip 75265-0043	Sale Price 40,200
Parcel Zoning RB	Land Area 0.228 acres

Current Property Assessment

Land Value 26,200	Building Value 115,000	Total Value 156,800
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Building Description

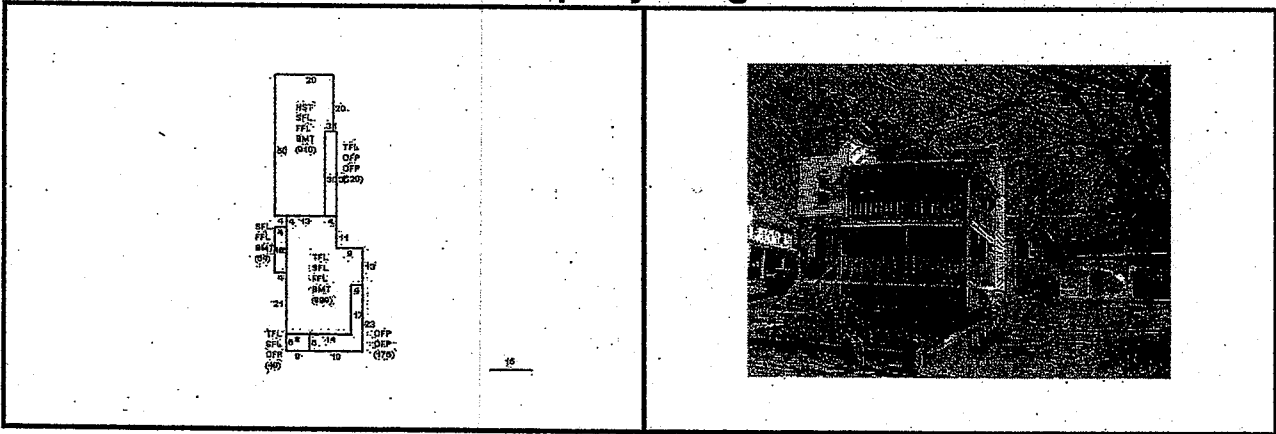
Building Style 4-8 FAM	Foundation Type MASONRY	Flooring Type SOFTWOOD
# of Living Units 4	Frame Type WOOD	Basement Floor N/A
Year Built 1910	Roof Structure GABLE	Heating Type STEAM
Building Grade AVERAGE	Roof Cover SLATE	Heating Fuel OIL
Building Condition Fair	Siding ALUMINUM	Air Conditioning 0%
Finished Area (SF) 5543.5	Interior Walls PLASTER	# of Bsmt Garages 0
Number Rooms 16	# of Bedrooms 8	# of Full Baths 4
# of 3/4 Baths 0	# of 1/2 Baths 0	# of Other Fixtures 0

Legal Description

Narrative Description of Property

This property contains 0.228 acres of land mainly classified as APT 4-8 with a(n) 4-8 FAM style building, built about 1910 , having ALUMINUM exterior and SLATE roof cover, with 4 unit(s), 16 room(s), 8 bedroom(s), 4 bath(s), 0 half bath(s).

Property Images



Disclaimer: This information is believed to be correct but is subject to change and is not warranted.

Tabled Matter  
#13-2016 (cont)



**Fitchburg, Massachusetts**  
Office of the  
Building Commissioner

**ROBERT LANCIANI**  
Building Commissioner

**JOHN J. MORAN SR.**  
Local Building Inspector

**JOHN MORREALE**  
Local Building Inspector

**KYLE RIDLEY**  
Inspector of Wires

**WAYNE LITTLE**  
Plumbing/Gas Inspector

January 12, 2016

FSOC ONE, LLC  
73 Central St.  
Fitchburg, MA 01420

RE: Form of Intent for 148 Myrtle St, Map 33 Block 124 Lot 0

Dear Sirs:

I have reviewed your request for a zoning determination and my findings are as follows:

1. Land and building at 148 Myrtle St, Map 33 Block 124 Lot 0 are located in a Residential B District (Zoning Map of the City of Fitchburg and Chapter 181, Section 181.23 of the General Ordinances of Fitchburg as amended).
2. The existing house is a nonconforming building that has been abandoned or not used for a period of more than two years. The building has lost its protected status and is now subject to the provisions of the zoning ordinance, unless a special permit is issued pursuant to Section 181.3561. The required setbacks for RB are 25 front, 15 side, and 30 rear. **Applications for a Special Permit from the City Council are available at the City Clerk's office, 166 Boulder Drive.**
3. All renovations done to the existing building will require plans and specifications to show that code compliance is met under the Massachusetts State Building Code eighth edition before a building permit can be issued.

Very truly yours,

Robert Lanciani  
Building Commissioner

City Hall, 166 Boulder Drive, Fitchburg, MA 01420 (978) 829-1880 Fax (978) 829-1963

City of Fitchburg, April 5, 2016

Tabled Matter  
#13-2016 (cont)



Robert Lanciani  
BUILDING COMMISSIONER

Fitchburg, Massachusetts  
Office of the  
Building Commissioner

FORM OF INTENT  
Please Print Clearly

FEE: \$50.00

Zoning District: \_\_\_\_\_  
Map Black Lot \_\_\_\_\_

PRINT LEGIBLY THE FOLLOWING:

Name of Business:  
Name of Owner: FSOC ONE, LLC  
Location of Request: 148 Myrtle Ave.  
Mailing Address: 73 Central St.,  
Fitchburg, Ma . , 01420

Daytime Phone Number: 978 764 6938

Print a Complete Explanation about your Business or Intentions:

It is our intention to use said location, 148 Myrtle Ave., Fitchburg , as it has been  
used . A four family residential building.

Robert J. Lanciani  
Print Name

Signature

Date

Jan 7, 2016

[Redacted Signature]

Tabled Matter  
#13-2016 (cont)



**ROBERT LANCIANI**  
Building Commissioner

**JOHN J. MORAN SR.**  
Local Building Inspector

**JOHN MORREALE**  
Local Building Inspector

**Fitchburg, Massachusetts**  
Office of the  
FITCHBURG CITY CLERK  
Building Commissioner  
16 FEB -2 08 43

**KYLE RIDLEY**  
Inspector of Wires

**WAYNE LITTLE**  
Plumbing/Gas Inspector

February 2, 2016

City Council  
166 Boulder Dr  
Fitchburg, MA 01420

RE: Petition # 13-2016

Honorable Council Members;

It is the building departments recommendation to deny the Special Permit to reconstruct 148 Myrtle Ave, Map 33 Block 124 Lot 0 at this time. This building was vacated by the previous owner due to the large amount of code violations on the property.

During inspections of the property by the building department there were several deficiencies noted. These included work done without building permits that did not meet the minimum standards for code compliance. The open stairway on the right side of the building were found to be unsafe. The entire barn section of the building had been modified in an unsafe manner. Common areas did not have emergency lighting or exit signs. The entry doors did not have an entry buzzer system. During the inspection of the building the owners said they would be relocating the one tenant and vacating the building due to their inability or desire to repair the building.

Additionally the owner of this property FSOC One Inc., owns or controls several other buildings in the neighborhood that do not have current certificate's of inspection and may be operating as unregistered rooming houses.

If the Council decides to allow this building to be rehabilitated the building department recommends that conditions be placed on the permit. Our recommendations are:

1. The existing barn must be rebuilt to current building code, or removed before any units can be occupied.
2. The entire building shall have a fire protection system in compliance with the current building code before any units can be occupied.

City Hall, 166 Boulder Drive, Fitchburg, MA 01420 (978) 829-1880 Fax (978) 829-1963

*City of Fitchburg*

April 5, 2016

Tabled Matter  
#13-2016 (cont)

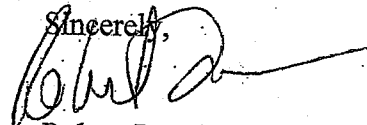
148 Myrtle Ave, Map 33 Block 124 Lot 0

February 2, 2016

3. The building shall be brought into compliance with the current building code before any units can be occupied.
4. All work being done must be done under Construction Control guidelines of the current building code.
5. A valid Certificate of Inspection must be received before any units can be occupied.
6. The owner must provide a copy of the lease agreement for all units of the building to show the building is being operated as a legal apartment building before any units can be occupied.

Thank you for considering the concerns of the building department in trying to assure that minimum standars for public safety are met if this project moves forward. If you have any questions please do not hesitate to contact me.

Sincerely,

  
Robert Lanciani  
Building Commissioner

**CITY OF FITCHBURG  
OFFICE OF THE CITY CLERK**166 Boulder Drive  
Fitchburg MA 01420Anna M. Farrell, City Clerk  
(978) 829-1820  
www.fitchburgma.gov

DATE: January 20, 2016

TO: Conservation Commission  
Community Development  
Treasurer (for tax clearance)  
Fire  
Health  
PolicePublic Works Commissioner  
Water Deputy Commissioner  
Wastewater Deputy Commissioner  
Building Commissioner  
City SolicitorFROM: Anna M. Farrell, City Clerk *AMF***Subject: Special Permit Application (See Attached) Petition # 13-2016**

As directed by the City Council, you are respectfully requested to provide a written report, recommendations or information which will be of assistance in processing the request for a Special Permit.

Special Permit Public Hearing to be held on: February 16, 2016

Kindly deliver said report to the City Clerk  
**no later than Friday, February 5, 2016**

For your convenience, you may use the following space to respond:

☒

Approved as submitted

*Taxpayer is tax compliant.*☐

Approved with modifications (Please attach list of suggested modifications)

☐

Disapproved (Please attach list reasons)

Department Treasurer

by

*Ol. D. Bulo*  
(Signature)Date: 1-20-16

City of Fitchburg, April 5, 2016

Tabled Matter  
#13-2016 (cont)



**CITY OF FITCHBURG  
OFFICE OF THE CITY CLERK**

166 Boulder Drive  
Fitchburg MA 01420

Anna M. Farrell, City Clerk  
(978) 829-1820  
www.fitchburgma.gov

DATE: January 20, 2016

TO: Conservation Commission  
Community Development  
Treasurer (for tax clearance)  
Fire  
Health  
Police

Public Works Commissioner  
Water Deputy Commissioner  
Wastewater Deputy Commissioner  
Building Commissioner  
City Solicitor

FROM: Anna M. Farrell, City Clerk *AMF*

**Subject: Special Permit Application (See Attached) Petition # 13-2016**

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**no later than Friday, February 5, 2016**

For your convenience, you may use the following space to respond:

☒ Approved as submitted  
☐ Approved with modifications (Please attach list of suggested modifications)  
☐ Disapproved (Please attach list reasons)

Department Fire

by

*Phil Jordan*  
(Signature)

Date: 1-20-16



Tabled Matter  
#13-2016 (cont)



Fire Prevention Director  
Lt. Phil Jordan

City of Fitchburg, Massachusetts  
**FIRE PREVENTION BUREAU**

33 North Street  
Fitchburg, MA 01420

978-345-9672  
FAX: 978-345-9589

Name: City Clerk: Anna Farrell  
Address: (Regarding 148 Myrtle Ave) Petition: 13-2016  
Date: 01-20-16

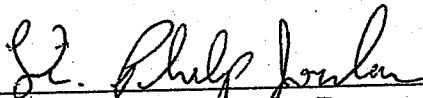
Dear Anna: After review of the Special Permit Application the Fitchburg Fire prevention Bureau has come to the determination that a 26F Inspection needs to be done through the Fitchburg Fire Prevention office.

**Ma Chapter 148 (Section C):** *Every dwelling, building or structure, occupied in whole or in part for residential purposes, shall upon sale or transfer of such dwelling, building or structure, be inspected by the head of the fire department for compliance*

The property seller regarding the special permit can contact Fire Prevention and schedule this appointment. The fee is commensurate with the amount of apartments in the building. If they have a bank loan, the banks require this permit on condition of sale due to the above State Law.

This appears to be a 4-8 family by the listing.

Thank You!

  
Lt. Philip Jordan - Fire Prevention Bureau

City of Fitchburg, April 5, 2016

Tabled Matter  
#13-2016 (cont)



**CITY OF FITCHBURG  
OFFICE OF THE CITY CLERK**

166 Boulder Drive  
Fitchburg MA 01420

Anna M. Farrell, City Clerk  
(978) 829-1820  
www.fitchburgma.gov

DATE: January 20, 2016

TO: Conservation Commission  
Community Development  
Treasurer (for tax clearance)  
Fire  
Health  
Police

Public Works Commissioner  
Water Deputy Commissioner  
Wastewater Deputy Commissioner  
Building Commissioner  
City Solicitor

FROM: Anna M. Farrell, City Clerk *AMF*

**Subject: Special Permit Application (See Attached) Petition # 13-2016**

As directed by the City Council, you are respectfully requested to provide a written report, recommendations or information which will be of assistance in processing the request for a Special Permit.

Special Permit Public Hearing to be held on: February 16, 2016

Kindly deliver said report to the City Clerk  
**no later than Friday, February 5, 2016**

For your convenience, you may use the following space to respond:

\_\_\_\_ Approved as submitted  
\_\_\_\_ Approved with modifications (Please attach list of suggested modifications)  
**X** \_\_\_\_ Disapproved (Please attach list reasons)

Department COMMUNITY DEV'T

by

*[Signature]*  
(Signature)

Date: 2-4-16

Tabled Matter  
#13-2016 (cont)

**Attached Comments from the Community Development Department regarding Petition #13-2016**

Upon review of the petition, the Community Development Department recommends that a Special Permit not be granted for the following reason(s):

- The Petition does not meet Special Permit Criteria 181.932 which specifies that special permits shall be granted only upon written determination that....*"the benefit to the city and the neighborhood outweigh the adverse effects of the proposed use, taking into account the characteristics of the site and of the proposal in relation to that site.*

Upon examination of the petition, it does not appear to meet the criteria of providing a benefit to the city or the neighborhood which would outweigh its adverse effects. In particular, we are concerned about the potentially adverse effect of allowing additional rental units in this neighborhood which currently has a surplus of such units. We note that the city continues to face increasing code enforcement and demolition costs in its response to widespread vacancy and/or abandonment of rental housing throughout the neighborhood and the city. Granting a permit for more rental units at this time is therefore not advised.

City of Fitchburg, April 5, 2016

Tabled Matter  
#13-2016 (cont)



**CITY OF FITCHBURG  
OFFICE OF THE CITY CLERK**

166 Boulder Drive  
Fitchburg MA 01420

Anna M. Farrell, City Clerk  
(978) 829-1820  
www.fitchburgma.gov

DATE: January 20, 2016

TO: Conservation Commission  
Community Development  
Treasurer (for tax clearance)  
Fire  
Health  
Police

Public Works Commissioner  
Water Deputy Commissioner  
Wastewater Deputy Commissioner  
Building Commissioner  
City Solicitor

FROM: Anna M. Farrell, City Clerk *AMF*

**Subject: Special Permit Application (See Attached) Petition # 13-2016**

As directed by the City Council, you are respectfully requested to provide a written report, recommendations or information which will be of assistance in processing the request for a Special Permit.

Special Permit Public Hearing to be held on: February 16, 2016

Kindly deliver said report to the City Clerk  
**no later than Friday, February 5, 2016**

For your convenience, you may use the following space to respond:

Approved as submitted

☒

Approved with modifications (Please attach list of suggested modifications) *Special Permit conditions should include storm water management plan*

Disapproved (Please attach list reasons)

Department DPW

by *[Signature]*

(Signature)

Date: 2/5/2016

Tabled Matter  
#13-2016 (cont)



**CITY OF FITCHBURG  
OFFICE OF THE CITY CLERK**

166 Boulder Drive  
Fitchburg MA 01420

FITCHBURG CITY CLERK

16 FEB -5 16 10

Anna M. Farrell, City Clerk  
(978) 829-1820  
www.fitchburgma.gov

DATE: January 20, 2016

TO: Conservation Commission  
Community Development  
Treasurer (for tax clearance)  
Fire  
Health  
Police

(PLNS  
30)

Public Works Commissioner  
Water Deputy Commissioner  
Wastewater Deputy Commissioner  
Building Commissioner  
City Solicitor

FROM: Anna M. Farrell, City Clerk

AMF

**Subject: Special Permit Application (See Attached) Petition # 13-2016**  
As directed by the City Council, you are respectfully requested to provide a written report, recommendations or information which will be of assistance in processing the request for a Special Permit.  
Special Permit Public Hearing to be held on: February 16, 2016.

Kindly deliver said report to the City Clerk  
**no later than Friday, February 5, 2016**

For your convenience, you may use the following space to respond:

☐ Approved as submitted  
☒ Approved with modifications (Please attach list of suggested modifications) **PLS. SEE ATTACHED**  
☐ Disapproved (Please attach list reasons)

Department PLANNING BOARD by Michael J. O'Hara  
(Signature) Principal Planner  
Date: 2/5/2016



**CITY OF FITCHBURG  
PLANNING BOARD**  
301 BROAD STREET  
FITCHBURG, MASSACHUSETTS 01420

(978) 829-1891  
PHONE

(978) 345-9687  
FAX

---

**MEMO**

---

**DATE:** February 2, 2015

**TO:** City Council  
City Clerk

**FROM:** Michael O'Hara, Principal Planner *M O'Hara*

**SUBJECT:** Petition #13-2016  
Special Permit  
148 Myrtle Ave.  
Lemay

At a January 28, 2016 meeting the Fitchburg Planning Board discussed this application. The Board recognizes that this is already a dense area, but they do not want the property to be another abandoned multifamily. As an alternative the Board recommended 6-0 that:

- The structure have less than 4 dwelling units.
- That adequate off-street parking (two per unit) be provided for the number of units and entire driveway/parking area to be paved and striped (to be demonstrated on a submitted plan). Parking only on paved areas.
- That a Special Permit condition be added requiring that the on-site structures be brought up to all current Codes.
- For safety reasons it is also recommended that the barn either be brought up to code structurally or demolished.
- All exterior structures (including windows, porches, and barn) to be updated/repared (i.e. painted and/or sided); and to be maintained in aesthetic condition.
- Lawn/landscaping to be repaired and maintained.
- Exterior improvements to be completed prior to occupancy.
- The Special Permit should not be transferable to any successor in interest without a prior review by the Special Permit Granting Authority.
- It is suggested that the dwelling meet the standards of the Lodging House regulations adopted by the Fitchburg Board of Health.

Tabled Matter  
#13-2016 (cont)



**CITY OF FITCHBURG**  
**OFFICE OF THE CITY CLERK**

166 Boulder Drive  
Fitchburg MA 01420

16 FEB -8

Anna M. Farrell, City Clerk  
(978) 829-1820  
www.fitchburgma.gov

DATE: January 20, 2016

TO: Conservation Commission  
Community Development (PWS BD)  
Treasurer (for tax clearance)  
Fire  
Health  
Police

Public Works Commissioner  
Water Deputy Commissioner  
Wastewater Deputy Commissioner  
Building Commissioner  
City Solicitor

FROM: Anna M. Farrell, City Clerk *AMF*

**Subject: Special Permit Application (See Attached) Petition # 13-2016**

As directed by the City Council, you are respectfully requested to provide a written report, recommendations or information which will be of assistance in processing the request for a Special Permit.

Special Permit Public Hearing to be held on: February 16, 2016

Kindly deliver said report to the City Clerk  
**no later than Friday, February 5, 2016**

For your convenience, you may use the following space to respond:

☒ Approved as submitted  
☐ Approved with modifications (Please attach list of suggested modifications) *PLS. SEE ATTACHED*  
☐ Disapproved (Please attach list reasons)

Department Planning Board by *Michael J. O'Hara*  
(Signature) Principal Planner  
Date: 2/5/2016



**CITY OF FITCHBURG  
PLANNING BOARD**

301 BROAD STREET  
FITCHBURG, MASSACHUSETTS 01420

(978) 829-1891  
PHONE

(978) 345-9687  
FAX

---

**MEMO**

---

**DATE:** February 2, 2015

**TO:** City Council  
City Clerk

**FROM:** Michael O'Hara, Principal Planner *M. O'Hara*

**SUBJECT:** Petition #13-2016  
Special Permit  
148 Myrtle Ave.  
Lemay

At a January 28, 2016 meeting the Fitchburg Planning Board discussed this application. The Board recognizes that this is already a dense area, but they do not want the property to be another abandoned multifamily. As an alternative the Board recommended 6-0 that:

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- Lawn/landscaping to be repaired and maintained.
- Exterior improvements to be completed prior to occupancy.
- The Special Permit should not be transferable to any successor in interest without a prior review by the Special Permit Granting Authority.
- It is suggested that the dwelling meet the standards of the Lodging House regulations adopted by the Fitchburg Board of Health



Tabled Matter  
#13-2016 (cont)



**ROBERT LANCIANI**  
Building Commissioner

**JOHN MORREALE**  
Local Building Inspector

## *Fitchburg, Massachusetts*

Office of the  
*Building Commissioner*  
FITCHBURG CITY CLERK

16 FEB 26 09 27

**KYLE RIDLEY**  
Inspector of Wires

**WAYNE LITTLE**  
Plumbing/Gas Inspector

February 25, 2016

City Council  
166 Boulder Dr  
Fitchburg, MA 01420

RE: Petition # 13-2016

Honorable Council Members;

In consultation with members of the Nice Committee the building department makes the following recommendations to be placed on the Special Permit:

1. The existing barn must be removed before any units can be occupied.
2. The entire building shall have a fire protection system in compliance with the current building code before any units can be occupied.
3. The building shall be brought into compliance with the current building codes, and sanitary codes under lead poisoning prevention controls, before any units can be occupied.
4. All work being done must be done under Construction Control guidelines of the current building code.
5. A valid Certificate of Inspection must be received before any units can be occupied.
6. The owner must provide a copy of the lease agreement for all units of the building to show the building is being operated as a legal apartment building before any units can be occupied.
7. The building, health, and fire departments shall be given access to the building twice annually to inspect the premises for compliance with codes and conditions of the Special Permit. One of the inspections shall be done during August, and the other inspection at the discretion of the city with 24 hour notice to the management company.

Sincerely,

Robert Lanciani  
Building Commissioner

City Hall, 166 Boulder Drive, Fitchburg, MA 01420 (978) 829-1880 Fax (978) 829-1963

*City of Fitchburg,* April 5, 2016

Tabled Matter  
#13-2016 (cont)

COMMONWEALTH OF MASSACHUSETTS  
CITY OF FITCHBURG  
CITY COUNCIL

March 3, 2016

TO: City Council  
166 Boulder Dr.  
Fitchburg, MA 01420

Re: Request for Extension and Waiver of Time Constraints

Please be advised that, in connection with the approval of an extension and continuance of the public hearing in the matter noted below, the undersigned has agreed to waive and extend the time constraints by 15 days beyond whatever deadline(s) would otherwise have been applicable to this proceeding under the State Zoning Act, Mass.Gen.Laws Ch. 40A.

Application for Special Permit #13-2016

Property: 148 Myrtle Ave  
Fitchburg, MA  
Map/Parcel- 33 / 124

Applicant: FSOC Property Management LLC  
7 Keystone Way  
Andover, MA 01810

Next Meeting Date: March 15, 2016

Applicant,

Signed:

Peter Lemay  
FSOC One, LLC

Cc: Fitchburg City Clerk  
166 Boulder Dr.  
Fitchburg, MA 01420

Tabled Matter  
#13-2016 (cont)


Petition taken from the table by unanimous vote. Building Commissioner Robert Lanciani came forward and stated that the project as presented, consisting of four separate apartments, does not fall under the MGL requirements of a dormitory. He recommends inspections be conducted twice per year to ascertain that the building is being run as an apartment house.

Petition approved and Special Permit Granted by unanimous vote with the following conditions:

1. The existing barn must be removed before any units are occupied.
2. The entire building shall have a fire protection system in compliance with the current building code before any units can be occupied.
3. The building shall be brought into compliance with the current building codes, and sanitary codes under lead poisoning prevention controls. All common areas shall be completed before any units can be occupied. Once Common areas have been completed apartments may be occupied as they are completed.
4. All work being done must be done under Construction Control guidelines of the current building code.
5. A valid Certificate of Inspection must be received before any units can be occupied. A partial Certificate of Inspection will be issued for phased construction.
6. The owner must provide a copy of the lease agreement for all units of the building to show the building is being operated as a legal apartment building before any units can be occupied.
7. The building, health, and fire departments shall be given access to the building twice annually to inspect the premises for compliance with codes and conditions of the Special Permit. One of the inspections shall be done during August, and the other inspection at the discretion of the city with 24 hour notice to the management company.

10 members present. Board consists of 11 members.  
Date of filing with the City Clerk: April 8, 2016

The meeting adjourned at 9:30 P.M.

  
Anna M. Farrell, Clerk

*City of Fitchburg,*.....